

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION  
Civil Action No. 1:17-cv-02989-AT

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DONNA CURLING, et al.,  
Plaintiffs,  
vs.  
BRAD RAFFENSPERGER, et al.,  
Defendants.

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VIDEOTAPED DEPOSITION OF ROBERT A. SINNERS

DATE: September 28, 2022  
TIME: 9:21 a.m. to 4:29 p.m. EDT  
LOCATION: Krevolin & Horst LLC  
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Suite 3250  
Atlanta, GA 30309

REPORTED BY: Felicia A. Newland, CSR

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Diane LaRoss

Donna Price

Susan Greenhalgh

Richard A. DeMillo

Duncan Buell

Adam Sparks

Daniella Stucchi

Alex Denton

Robert Gilb

Jessica Cinco (in person)

Videographer: Jess Wiggins

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Counsel for Curling Plaintiffs 10

Counsel for Coalition Plaintiffs 243

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P R O C E E D I N G S

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VIDEOGRAPHER: Today's date is  
September 28th, 2022, and we are on the record at  
9:21 a.m. This will be the videotaped deposition  
of Robert Sinners.

Would Counsel present please  
identify themselves starting with the taking  
attorney?

MR. CROSS: David Cross of Morrison &  
Foerster. And along with us is my -- along with  
the Plaintiffs is also my colleague Jenna Conaway,  
my clients Donna Price, Donna Curling, my colleague  
Halsey Knapp.

And I think that's it for us,  
Bruce.

MR. BROWN: This is Bruce Brown, and  
I represent the Coalition Plaintiffs. With us on  
Zoom is Marilyn Marks and others associated with  
the Coalition Plaintiffs.

MR. TYSON: Good morning. Bryan  
Tyson for the State Defendants and defending

1 Mr. Sinners' deposition today. I'm joined by my  
2 colleague, Bryan Jacoutot, and then Danielle  
3 Hernandez from the Robbins Firm.

4 MS. CINO: I'm Jessica Cino from  
5 Krevolin & Horst, also for the Curling Plaintiffs.  
6 And on Zoom is Daniella Stucchi and Robert Gilb.

7 VIDEOGRAPHER: Thank you.

8 If there's no objection, the court  
9 reporter will now swear in the witness remotely.

10 \* \* \* \* \*

11 Whereupon,

12 ROBERT A. SINNERS  
13 was called as a witness and, having been first duly  
14 sworn, was examined and testified as follows:

15 EXAMINATION BY COUNSEL FOR CURLING PLAINTIFFS  
16 BY MR. CROSS:

17 Q Good morning, Mr. Sinners.

18 A How are you doing, sir?

19 Q Good.

20 And can you just state your full name  
21 and address for the record, if you would?

22 A Robert Alexander Sinners.

1 919 Greenwood Avenue, Atlanta, Georgia.

2 Q Okay. And have you ever been deposed  
3 before?

4 A No.

5 Q Have you been at a deposition?

6 A No.

7 Q Okay. So I'm sure Bryan or others  
8 have walked you through it. The short of it is I'm  
9 going to ask you some questions today. Bruce will  
10 likely have some questions. You have to answer the  
11 question as we put it to you unless Bryan instructs  
12 you not to on a privilege basis. But if at any  
13 point you don't understand a question, just let me  
14 know. I'm happy to --

15 A Sure.

16 Q -- clarify, rephrase, follow up.

17 You're welcome to take a break at any  
18 point as long as the question is not pending --

19 A Okay.

20 Q -- so answer it before you go.

21 Is there any reason that you feel  
22 that you cannot testify truthfully and completely

1           today?

2                   A       No.

3                   Q       So no medication?   Nothing that  
4       would --

5                   A       No.

6                   Q       -- affect your ability to --

7                           Okay.   Have you ever been arrested or  
8       charged with a crime?

9                   A       I have two misdemeanors, no charges.

10                  Q       Okay.   And what are those?

11                  A       Underage drinking, simple assault,  
12       victim and defendant.

13                  Q       Okay.   When was that?

14                  A       When was which?

15                  Q       Sorry.   The simple assault.

16                  A       Recently.

17                  Q       Oh, when was --

18                  A       July.

19                  Q       July of this year?

20                  A       Uh-huh.

21                  Q       And was that a charge or a  
22       conviction?

1 A A conviction.

2 Q Is that still open?

3 A Pending.

4 Q I see.

5 And where is that pending?

6 A Tennessee.

7 Q Okay. And just at a general level,  
8 what are the circumstances?

9 A Domestic.

10 Q Okay. Like involving a spouse or  
11 what?

12 A Significant other.

13 Q Okay. Okay.

14 MR. TYSON: David, do you want to  
15 serve -- reserve objections as to form and  
16 responsiveness, or do you want to go ahead and make  
17 all objections on the record? How do you want to  
18 handle that? I just don't want you too deep into  
19 stuff.

20 MR. CROSS: Yeah, if you just want to  
21 say objection to form.

22 MR. TYSON: Okay.

1 MR. CROSS: Objection to form or just  
2 one objection, sure.

3 MR. TYSON: Perfect. I just wanted  
4 to make sure that was clear.

5 MR. CROSS: Yeah.

6 BY MR. CROSS:

7 Q All right. Let me hand you a copy of  
8 your LinkedIn profile. So this will be Exhibit 1.

9 (Sinners Deposition Exhibit Number 1  
10 marked for identification.)

11 MR. CROSS: We're going to -- as  
12 we've done in other depositions, the formal way for  
13 the exhibits for the record will be in Exhibit  
14 Share.

15 BY MR. CROSS:

16 Q So this will be Exhibit 1. And then  
17 just flip through this, if you would, Mr. Sinners.

18 A Sure.

19 Q Does this look to be a fair and  
20 accurate copy of your current LinkedIn profile?

21 A I don't know if it's current, but  
22 yeah.

1                   Q       Okay. As you look at it -- I'll tell  
2                   you we pulled it very recently, but is there  
3                   anything, just looking at this, that looks to be  
4                   missing to you?

5                   A       Not particularly.

6                   Q       Okay. And does your LinkedIn profile  
7                   generally capture your -- your significant  
8                   employment history and education?

9                   A       Yeah, I think so.

10                  Q       Okay. So when you graduated at the  
11                  University of South Carolina, when was that?

12                  A       2010 undergrad.

13                  Q       I'm sorry? Say again.

14                  A       2010.

15                  Q       2010. Okay.

16                           And you got a master's and an  
17                  undergraduate degree?

18                  A       Yes.

19                  Q       Okay.

20                  A       In 2012.

21                  Q       So undergraduate is 2010, master's is  
22                  2012?

1 A Right.

2 Q Got it.

3 From 2012 to 2013, you did some work  
4 with the U.S. House of Representatives. Is that  
5 right?

6 A Yep.

7 Q And then 2016 to 2017, you were a  
8 leasing brokerage associate at McBride Real Estate  
9 Services. Is that right?

10 A Yeah.

11 Q And then you went from that role to  
12 special assistant and senior advisor at GSA?

13 A Yep.

14 Q And you were there until March 2019,  
15 about?

16 A Yeah.

17 Q Okay. And then what is the  
18 Republican National Lawyers Association?

19 A Association for Republican lawyers.  
20 It's like a trade association.

21 Q And what's your involvement?

22 A I was regional political director.



1 Q You're not a lawyer?

2 A No.

3 Q Have you ever held yourself out as a  
4 lawyer?

5 A No.

6 Q And then in May of 2020 to February  
7 of 2021, you worked with Georgia Republican Party  
8 DJT. Is that right?

9 A Uh-huh.

10 Q Yes?

11 A Yeah.

12 Q And DJT is Donald J. Trump?

13 A Yeah, the campaign.

14 Q So State Director, Election Day  
15 Operations. Is that right?

16 A Uh-huh.

17 Q I'm sorry, you have to answer yes or  
18 no.

19 A Yes.

20 Q Everybody does it, just for the court  
21 reporter.

22 A Gotcha. Gotcha.

1                   Q       And there you indicate you oversaw  
2       most aspects of election administration, election  
3       integrity, and it goes on from there, for the  
4       statewide 2020 election runoff.

5                   A       Uh-huh.

6                   Q       What responsibilities did you have  
7       working with the Trump Campaign for election  
8       integrity for the statewide 2020 general election?

9                   A       It was the majority of my employment,  
10      I would say. I ran the poll-watching effort and  
11      the rapid response hotline on behalf of the Georgia  
12      Republican Party.

13                  Q       When you use the term "election  
14      integrity" there, what do you mean?

15                  A       Ensuring that elections are fair and  
16      accurate.

17                  Q       And was there anything that you did  
18      beyond what you just described for that role,  
19      specific to election integrity?

20                  A       I -- I don't know. You'd have to  
21      clarify it.

22                  Q       Well, I just want to understand.

1           When you say that you oversaw most aspects of  
2           election integrity for the statewide 2020 general  
3           election runoff, what all did that encompass?

4                   A       I would define that as our  
5           poll-watching effort.

6                   Q       Okay. Did you also have any  
7           responsibility while you worked with the Trump  
8           Campaign for investigating fraud or allegations of  
9           fraud in the 2020 election?

10                  A       In the rapid response hotline, you  
11           know, we would take phone calls. And if it seemed  
12           like something, we would chase it down with teams,  
13           volunteer attorneys. So I would say yes.

14                  Q       And are you aware of any findings as  
15           part of that effort of any fraud affecting the  
16           Georgia 2020 election?

17                  A       I would not agree with "affecting,"  
18           but, you know, isolated incidents.

19                  Q       Give me an example of what you mean  
20           by isolated incidents.

21                  A       There was a case where we had a  
22           pretty compelling, you know, belief that there were

1 isolated incidents of ballot harvesting, some  
2 issues at the polling place that, you know, might  
3 not have been able to be explained by a simple  
4 mistake, but nothing, you know, widespread that I  
5 would believe influenced the outcome of the  
6 election.

7 Q Okay. Were there any instances that  
8 came to your attention that you believed affected  
9 an individual vote even if it didn't affect the  
10 outcome?

11 A Yes.

12 Q And what were those?

13 A An example would be someone called us  
14 in Ben Hill County and said that, you know, they  
15 had gotten confused while voting, and as they  
16 printed their ballot, they noticed that they had  
17 selected Joe Biden inadvertently, and they said as  
18 much. You know, "I remember selecting that,  
19 thought I fixed it, but I didn't." And it printed  
20 out their ballot, and then they went over to talk  
21 to a polling official and they said that, you know,  
22 they would correct it on the back end.

1                   And I didn't really understand the  
2                   meaning of that. My view is that I think the  
3                   election worker didn't want to deal with the  
4                   situation and just said, "Go ahead and scan your  
5                   ballot." And, you know, I know it to be that when  
6                   you scan your ballot, it is recorded as you  
7                   intended, so, therefore, they voted for Joe Biden.  
8                   And they had a -- you know, a willing -- a want to  
9                   vote for Donald Trump. And I think that is an  
10                  example of, you know, someone not voting as they  
11                  intended.

12                 Q           And that was someone who was voting  
13                  on the BMD system?

14                 A           Yes.

15                 Q           Okay. So this isn't -- this isn't an  
16                  absentee ballot. This is a ballot generated by the  
17                  BMD -- or by the --

18                 A           Yes.

19                 Q           -- BMD printer?

20                 A           Yes.

21                 Q           A printed ballot?

22                 A           Yes.

1                   Q       Okay. Was that a rare occurrence  
2                   that was reported to you guys? Or how often did  
3                   you get that report?

4                   A       That was the only one I got.

5                   Q       And was there any investigation done  
6                   into that by anyone involved with your  
7                   organization?

8                   A       Yeah, I'd say preliminarily. But,  
9                   you know, I never heard of the result, if it ever  
10                  became a case or anything like that, but, you know,  
11                  we were getting thousands of complaints, so it's  
12                  playing whack-a-mole.

13                  Q       Have you raised any concerns since  
14                  you became employed with the Secretary's Office  
15                  about that type of incident?

16                  A       I would say that I have used my  
17                  knowledge of what I saw voters experience at the  
18                  polls and the various breakdowns that do occur, as  
19                  when you have millions of people voting, even if  
20                  you are working with a 99.99 percent degree of  
21                  accuracy. That's still thousands of people that  
22                  will experience some sort of hangup. And I think

1 I've tried to apply that knowledge to better the  
2 voting experience for all Georgians.

3 Q Have you raised specifically with  
4 anyone in the Secretary's Office the concern that  
5 the BMD system may not always generate a ballot  
6 that reflects what the voter has selected on the  
7 BMD screen?

8 A I have none of those concerns.

9 Q Isn't that the situation you just  
10 described?

11 A No.

12 Q Okay. What did I get wrong?

13 A Well, the voter stated that they  
14 accidentally pressed the wrong button. That is  
15 not, to me, a fault of the BMD system. That is a  
16 fault that is called user error.

17 Q I see what you're saying. Okay.  
18 Sorry. So I was confused.

19 So the situation that you're talking  
20 about, what the voter reported was they selected  
21 the wrong thing themselves --

22 A Yeah.

1 Q -- on the screen --

2 A Yeah.

3 Q -- but the election worker told them  
4 to go ahead and scan the ballot?

5 A Yes.

6 Q Got it. Okay.

7 Are you -- are you aware of -- did  
8 any reports come in of any instance where someone  
9 reported that the ballot printed by the system, the  
10 BMD system, did not reflect what they had selected?

11 A Not to my knowledge.

12 Q Okay.

13 All right. Take a look back at  
14 Exhibit 1, your LinkedIn profile.

15 A Okay.

16 Q So in February of -- or, I'm sorry,  
17 in March of 2020 -- hold on, let me get the timing  
18 right. Yeah, sorry.

19 So in February of 2021, you left the  
20 Trump Campaign and became the director of  
21 Constituent Services at the Georgia Secretary of  
22 State's Office?



1 A Yes.

2 Q Okay. Did you apply for that  
3 position or did someone from the Secretary's Office  
4 reach out?

5 A I had just been in contact with the  
6 Secretary of State's office. I had built a good  
7 relationship with them throughout the campaign. I  
8 was in contact regularly reporting issues, doing a  
9 little bit of intel on what I'm seeing.

10 I had a good relationship with them.  
11 And I don't really remember if it was me  
12 specifically reaching out or them, but yeah, you  
13 know, I -- I had respected the job that they did  
14 under the circumstances.

15 Throughout the campaign, I was not  
16 one of those guys that was of the belief that the  
17 Secretary of State's Office had some, you know,  
18 role in Trump losing Georgia. And, you know, I  
19 felt it to be an honor to continue my career with  
20 them.

21 Q Did you believe in at least the  
22 November/December 2020 time frame that Trump had

1           actually won the election in Georgia?

2                   A           About a week. You know, limited  
3           time, I thought that there were things that may  
4           have occurred that, through research, I stated --  
5           you know, I discovered that no, that's not exactly,  
6           you know, how it went. There was, you know,  
7           significant amounts of disinformation floating  
8           around.

9                               I was getting hundreds of e-mails or  
10          inquiries a day on, "You've got to go look at this.  
11          You've got to go look at that." Yeah, I mean,  
12          there was -- there was a time period where I was  
13          like, "Something's not right here." But I'd say  
14          that that changed into "Well, maybe some of the  
15          counties didn't do their jobs properly."

16                           And then even after I left the  
17          campaign, I still had some doubts, but, you know, I  
18          put those doubts kind of into a thing and talked to  
19          experts, talked to election people about it. And,  
20          you know, a lot of those were just as bunk as, you  
21          know, the thermostats controlling the software, you  
22          know.

1                   Q       You said there was about a week when  
2                   you believed Trump had actually won the Georgia  
3                   election. Was that shortly after the election --

4                   A       Yes.

5                   Q       -- in November?

6                   A       Yeah.

7                   Q       Okay. And so after -- after that  
8                   week, it sounds like through some research or  
9                   information you garnered, you no longer held that  
10                  belief?

11                  A       Yeah. I mean, I thought there were  
12                  still maybe procedural failures, but not the  
13                  conspiracy that kind of certain elements held on  
14                  to.

15                  Q       I just want to make sure I really  
16                  understand. After this week, and shortly after the  
17                  election, understanding that there were some  
18                  procedural errors -- and there are often procedural  
19                  errors in elections, right?

20                  A       Exactly.

21                  Q       -- you no longer questioned the  
22                  result for Joe Biden in Georgia. Is that fair, in

1 terms of the tabulation of the system?

2 A In terms of the voting system,  
3 tabulating the ballots accurately, I didn't have  
4 those concerns.

5 Q Okay. And did you have any concerns  
6 that there was a problem with the tabulation of the  
7 system, meaning the system didn't work, the  
8 machines themselves, the software didn't work  
9 right?

10 A No, I didn't have those concerns.

11 Q The concerns you had at that point  
12 were sort of procedural or human error that -- that  
13 often happens in elections?

14 A Yeah. I mean, we looked into a  
15 significant amount of reports of, you know, vote  
16 flipping, as you might call it, and each one of  
17 those, in my mind, panned out to be human error,  
18 programming errors, things like that. Not  
19 programming errors for -- not a glitch, but not  
20 aligned properly, not calibrated properly by a  
21 human being.

22 Q And today do you hold the belief that

1 Joe Biden was the sort of rightful winner of the  
2 election in Georgia, according to the way that the  
3 system was supposed to work?

4 A Yeah.

5 Q And that was a belief that you had  
6 reached, it sounds like, by late November, early  
7 December?

8 A I don't know because I hadn't really  
9 given much thought to that. My focus was, "Does  
10 this action, does this thought yield me more poll  
11 watchers and more resources?" So what was  
12 happening nationwide, what was happening, you know,  
13 wasn't really of my concern.

14 You know, I believed at the time that  
15 there may have been voters who were not eligible to  
16 vote. I don't hold those beliefs so much anymore.  
17 But not that the system failed. That was maybe --  
18 maybe I believed that for a short period of time,  
19 but that wasn't really one of my premier thoughts  
20 on the matter.

21 Q But you did spend a fair amount of  
22 time in the November 2020 time frame at least, into

1 December maybe and beyond, specifically looking for  
2 evidence that would suggest or show that -- that  
3 Donald Trump had actually -- should have been the  
4 rightful winner, right?

5 A Yeah, we looked at evidence because  
6 that's what you do in that scenario, you try to  
7 find it. If you have a case, if you're advocating  
8 for a client, you try to find evidence that  
9 supports your, you know, client's belief.

10 Q By the end of November, you had not  
11 seen any evidence that would -- that would indicate  
12 that Trump should have won that election based on  
13 some conspiracy, criminal conduct, or misuse or  
14 failure of the election system in Georgia, right?

15 A Not a failure of the election system,  
16 no. I know there were a lot -- there were isolated  
17 incidents that I looked into. I couldn't connect  
18 the dots -- you know, I couldn't, people that were  
19 working with us couldn't, connect the dots that  
20 there had been some, you know, whatever.

21 You know, I still believe that there  
22 were some instances of bias toward Republicans,

1           some effort to maybe, you know, sway them from  
2           voting, but nothing, you know, in the mechanics of  
3           the actual way the election was administered as it  
4           relates to, you know, voting machines, the  
5           software, that sort of thing.

6                   Q       The effort that you were a part of on  
7           the Trump Campaign in late 2020, you guys did not  
8           find any instance of any vote swapping or switching  
9           in Georgia. Is that right?

10                  A       Not to my knowledge.

11                  Q       And that was not for a lack of  
12           looking?

13                  A       That was not for a lack of looking.  
14           I mean, there were -- you know, we investigated  
15           every report. But, you know, to clarify, the Trump  
16           Campaign, in my mind, is Donald J. Trump for  
17           President, the actual campaign. There were  
18           peripheral actors, which I think you know of, that  
19           were doing all sorts of things. But to my  
20           knowledge, the campaign didn't have any evidence of  
21           vote flipping.

22                  Q       But you -- you're well aware through

1 public reports and through your role at the  
2 Secretary's Office of the breach of the Georgia  
3 voting system that occurred in January of 2021 in  
4 Coffee County, right?

5 A I have been aware through media  
6 reports of unauthorized access into those systems.

7 Q But you were actually -- you were  
8 aware of that situation before the media reports,  
9 before it came to light in this case?

10 A No.

11 Q No one communicated with you about  
12 that breach last year?

13 A No.

14 Q But you know Eric Chaney?

15 A I have spoken with him twice in the  
16 course of my regular duties as EDO director. I was  
17 reaching out to hundreds of election officials  
18 across the state trying to find, you know,  
19 Republican board members.

20 You know, we ran a comprehensive  
21 poll-watching effort. I think we reached 110 out  
22 of 159 counties. Coffee County was a low-priority



1 county, so we didn't have much interaction. But  
2 no, I was not aware of any of that.

3 Q When you say "BDO," what is that?

4 A EDO.

5 Q Oh.

6 A Election Day Operations.

7 Q Got it.

8 A My -- my role.

9 Q Okay. But didn't you specifically  
10 speak with Eric Chaney about concerns about the  
11 reliability of the Dominion System?

12 A I got hundreds of reports and phone  
13 calls from people about their concerns with the  
14 voting system. I took very little action, if any,  
15 on those because there was so much disinformation  
16 out in the ether.

17 Q And you also communicated with Misty  
18 Hampton in late 2020 as well, right?

19 A I don't believe in late 2020, but  
20 early 2020, she had reached out to me about a  
21 county commissioner meeting and asked me to submit  
22 a FOIA -- or an open records request for the

1 transcript.

2 I received it. It was a discussion,  
3 you know, about the machines. I forwarded that off  
4 to attorneys and didn't really think twice about  
5 it. Coffee County really wasn't -- you know, I'm  
6 more focused on Fulton, DeKalb, Gwinnett, you know,  
7 larger counties. It was not within my scope of my  
8 role to have, you know, concerns about the voting  
9 system. I'm a pragmatist. I can't change that. I  
10 can get poll watchers. But, you know, people had  
11 their theories.

12 Q So if Coffee County was not in the  
13 scope of your responsibilities and wasn't a  
14 priority --

15 A Well, it wasn't --

16 Q Hold on.

17 A Okay.

18 Q -- given what you just said about  
19 that, why did you organize an entire lawsuit  
20 involving Shawn Still --

21 A I didn't organize --

22 MR. TYSON: Object to form.

1                   You can answer if you can.

2                   THE WITNESS:   What's that?

3                   MR. TYSON:   I said object to form.

4                   You can answer it if you can.

5                   THE WITNESS:   I didn't organize a  
6                   lawsuit.

7                   BY MR. CROSS:

8                   Q       You didn't organize the declarations?

9                   A       Organize the declarations?   Can you  
10                  clarify?

11                  Q       There were declarations that were  
12                  filed as part of Shawn Still's lawsuit in Coffee  
13                  County, right?

14                  A       Yes.

15                  Q       Didn't you literally notarize them?

16                  A       Yeah, I notarized them.   Yes.

17                  Q       But Coffee County wasn't in the scope  
18                  for you and it wasn't important?

19                  A       Not -- it was not important for me,  
20                  but I was asked to -- I mean you're referring to  
21                  going down with Alex Kaufman, he needed a notary,  
22                  he asked me if I was available.   I said, "Yeah,

1 I'll get the hell out of Atlanta for a night."

2 I went down there and served as a  
3 notary. What -- what the lawyers were doing was  
4 their thing, you know? If they needed something  
5 from me, they needed assistance, I'd give it.

6 Q How did you get there? Did you fly  
7 or drive?

8 A He's a pilot, he flew.

9 Q You flew all the way to Douglas,  
10 Georgia simply to serve as a notary on a lawsuit in  
11 a county that was outside your scope, that was  
12 unimportant, and a lawsuit that you say you didn't  
13 understand. Is that your testimony?

14 MR. TYSON: I'll object to form.

15 You can answer.

16 THE WITNESS: Coffee County was not  
17 my personal priority. My understanding of the  
18 lawsuit is that they wanted to raise questions that  
19 could benefit the Republican effort in the runoff  
20 and they needed a notary.

21 BY MR. CROSS:

22 Q Is it your belief that there are no

1           notaries in Douglas, Georgia or anywhere closer  
2           than Atlanta that requires a flight or --

3                   A       It was a Saturday, you know? I  
4           went -- I was like, "Okay. I'll go. Sure."

5                   Q       Do you know that the UPS store has  
6           notaries?

7                   A       Yeah.

8                   Q       But you flew down there -- your  
9           testimony under oath is you flew down there simply  
10          to notarize documents?

11                  A       He needed a notary. He wanted a  
12          notary with him. The mechanics of the lawsuit, I'm  
13          not as familiar with, yeah. Fly on a plane and get  
14          out of Atlanta, yeah. Sure.

15                  Q       I'm sorry, who was "he" again?

16                  A       Alex Kaufman.

17                  Q       Who is Alex Kaufman? It's Kaufman?

18                  A       Kaufman.

19                  Q       Is that K-A-U-F-M-A-N?

20                  A       Yeah.

21                  Q       And who is he?

22                  A       He was deputy general counsel to the

1 Georgia GOP.

2 Q When did you fly down there for that?

3 A December 12th, I want to say.

4 Q Okay. How long were you there?

5 A Twelve to 18 hours. I think we got  
6 there in the evening and left there in the morning  
7 or midafternoon.

8 Q Okay. Have you remained in touch  
9 with Alex Kaufman?

10 A I saw him last April. I would not  
11 consider him a friend at this point.

12 Q Does he work at the law firm of Hall  
13 Booth today?

14 A I believe so.

15 Q Do you know when he started that  
16 position?

17 A I do not.

18 Q You mentioned earlier -- you said  
19 they were filing the Shawn Still lawsuit, and you  
20 described your understanding of the purpose of  
21 that. Who's the "they"?

22 A Alex and I believe Kurt Hilbert filed

1           that.

2                   Q       Who is Kurt Hilbert?

3                   A       He's an attorney.

4                   Q       Where was he at the time employed?

5                   A       He has his own law firm.

6                   Q       Is that still the case today?

7                   A       Yeah, I believe so.

8                   Q       Who all did you meet with when you  
9       were in Douglas on or around December 12th of 2021?

10                  A       We went to a steakhouse and just, you  
11       know, started asking, you know, "Hey, what's your  
12       voting experience?" And ran into a couple of  
13       people that had hangups in the voting process. And  
14       then I think Alex wanted to -- I think the whole  
15       purpose was to interview some -- a guy that owns  
16       like the local paper.

17                  Q       What was the steakhouse called?

18                  A       I don't know.

19                  Q       You guys went into a restaurant in  
20       Douglas and asked random people what their  
21       experience was with voting in the November 2020  
22       election?

1                   A        You have an 80 percent Trump county  
2                   and you say you're working for Trump, they treated  
3                   us like royalty.

4                   Q        This wasn't something that you had  
5                   arranged in advance. You -- you went into the  
6                   restaurant and then asked people --

7                   A        Yeah.

8                   Q        -- you introduced yourselves as  
9                   associated with the Trump Campaign --

10                  A        Fly by the seat of your pants.

11                  Q        -- and asked people about their  
12                  voting experience?

13                  A        Yeah.

14                  Q        And is that where some of the  
15                  declarants came from in the lawsuit?

16                  A        Yes.

17                  Q        And was it just you and Mr. Kaufman  
18                  that was having those conversations with these  
19                  folks or was someone else involved?

20                  A        Just us I believe.

21                  Q        Okay.

22                  A        I mean, we're the only ones that went



1 down there, so . . .

2 Q From Atlanta?

3 A Well, I mean, it was he and I.

4 Q And so you notarized the declarations  
5 that day?

6 A Yes.

7 Q So between the time that you guys  
8 identified the declarants, you know, some of the  
9 folks who were at the steakhouse, and you notarized  
10 them, who actually typed them up?

11 A I think Alex did.

12 Q How did you print them?

13 A I think there was a printer at the  
14 Hampton Inn.

15 Q I see.

16 So you could talk to people at the  
17 steakhouse, find declarants, kind of get their  
18 story, type it up, print it at the hotel, and then  
19 have them sign it and you could notarize it the  
20 same day?

21 A Yeah.

22 Q Okay.

1                   A       And then there was like a thing in  
2                   place, an executive order that you could do like  
3                   virtual. So, you know, we would get their phone  
4                   number, swear them, I'd stamp it, or something like  
5                   that, yeah.

6                   Q       Okay. Do you know why that lawsuit  
7                   was dropped on January 7th, 2021, the same day that  
8                   the initial breach occurred in the Coffee County  
9                   Election Office?

10                  A       No --

11                           MR. TYSON: Object to form.

12                           You can answer if you can.

13                           THE WITNESS: -- I don't.

14                  BY MR. CROSS:

15                  Q       No one communicated with you about  
16                  that?

17                  A       No.

18                  Q       When you were in Douglas on or around  
19                  December 12th, it's your testimony that you did not  
20                  have any interactions or communications with any  
21                  members of the Coffee County Election Board?

22                  A       I don't believe I did.

1                   Q       Is that the same with respect to  
2                   anyone who worked in the Coffee County Election  
3                   Office?

4                   A       Like did I meet with anyone? No, I  
5                   don't believe we did.

6                   Q       Did you communicate with them at all  
7                   while you were there?

8                   A       No.

9                   Q       Have you ever been to that election  
10                  office?

11                  A       No.

12                  Q       Have you ever communicated with Cathy  
13                  Latham about the Shawn Still lawsuit?

14                  A       Not regarding the Shawn Still  
15                  lawsuit.

16                  Q       Do you know whether she was involved  
17                  in that effort at all?

18                  A       In the lawsuit?

19                  Q       Organizing that lawsuit or -- or any  
20                  decision-making around it.

21                  A       I don't believe that to be the case.

22                  Q       Have you ever communicated with Cathy

1 Latham about the breach that occurred in the Coffee  
2 County Election Office?

3 A I have not.

4 Q Have you ever communicated with  
5 anyone about that subject?

6 A With anyone?

7 Q Yeah.

8 A As the communications director for  
9 the Secretary of State's Office, we have had  
10 communications regarding that, you know, to media,  
11 to internal deliberations.

12 Q Have you communicated with anyone  
13 about the breach of the voting system in Coffee  
14 County outside of your official role as a  
15 spokesperson for the Secretary's Office?

16 A I don't believe that. I mean, I  
17 might have, you know, discussed it among friends,  
18 you know, people sending me an article and like,  
19 "It's crazy, you know." And I'm like, "Yeah, you  
20 know, people are nuts." But not like in a -- not  
21 like in a -- not with those people and not in a,  
22 you know -- yeah, no.

1 MS. CINO: Do you want to --

2 MR. CROSS: Yeah, thank you.

3 BY MR. CROSS:

4 Q Okay. Let me hand you Exhibit 2.

5 (Sinners Deposition Exhibit Number 2

6 marked for identification.)

7 BY MR. CROSS:

8 Q Take a moment to flip through this  
9 and just tell me if this is something that you've  
10 ever seen before.

11 A Yeah, I wasn't involved in this in  
12 any way.

13 Q So let me just ask you, Exhibit 2, do  
14 you see that it's an e-mail exchange with Paul  
15 Maggio, Sidney Powell, and others, and the most  
16 recent date is January 8, 2021?

17 A Sure, yeah, I can see that.

18 Q Okay. And just the question was:  
19 Have you ever seen this document before?

20 A No.

21 Q Okay. Have you, yourself, ever had  
22 any communications with Paul Maggio?

1 A No.

2 Q Have you ever had any communications  
3 with Sidney Powell?

4 A No.

5 Q Throughout your entire time working  
6 with the Trump Campaign, you never communicated  
7 with her at all?

8 A She was nuttier than a fruitcake.  
9 No.

10 Q Well, she was a prominent  
11 spokesperson for the campaign you worked with.

12 A I would dispute that  
13 categorization -- or that characterization.

14 Q In what way?

15 A I was not familiar that she was  
16 working for "the campaign" in any capacity.

17 Q What is your understanding of what  
18 Sidney Powell's role was with respect to the effort  
19 to have Donald Trump named as the winner of the  
20 2020 election?

21 A She was one of these auxillary  
22 personalities that I think Trump liked. But yeah,

1 I mean, I don't believe she had any role with the  
2 actual campaign, with the Donald J. Trump For  
3 President, Inc., but she was one of these  
4 peripheral characters doing her own thing.

5 Q When you say "doing her own thing,"  
6 are you -- you're not suggesting that what she was  
7 doing was not -- was -- was somehow done not at the  
8 direction of Trump or other senior folks in the  
9 campaign, are you?

10 A Trump, perhaps. You know, maybe Mark  
11 Meadows or, you know, these folks. But like I --  
12 my understanding is that Justin Clark and, you  
13 know -- who's -- I'm missing a name, but like  
14 Justin Clark and, you know, the campaign manager --  
15 I'm blanking right now -- thought she was crazy,  
16 you know. Every -- a lot of people did.

17 Q Have you ever had any communications  
18 with Rudy Giuliani?

19 A No.

20 Q But he was also someone who was  
21 involved with the campaign and trying to change the  
22 outcome of that election, right?

1 MR. TYSON: I'll object to form.

2 You can answer if you know.

3 THE WITNESS: That he was someone  
4 involved, like, with the campaign? Yeah, I mean,  
5 he, I think, came on as like a secondary -- you  
6 know, there was -- like people were talking about  
7 Rudy. He may have had a formal role with the  
8 campaign, but I kind of view these guys as  
9 outsiders.

10 You know, it's been publicized that  
11 he led an effort and -- you know, at the  
12 direction of the campaign, and the Georgia GOP  
13 participated in the electors under the  
14 understanding that there was a pending legal  
15 challenge, and that this was a mechanism to  
16 preserve that legal challenge.

17 But afterwards, there was so much  
18 chaos, and I think the direction of the Trump  
19 effort -- the overall Trump effort, not  
20 specifically the campaign, but was going  
21 somewhere I didn't want to go, and so I focused  
22 my attention 100 percent on the runoff.



1 BY MR. CROSS:

2 Q Well, Mr. Sinners, that's not quite  
3 accurate, is it?

4 MR. TYSON: I'll object to form.

5 You can answer if you know.

6 BY MR. CROSS:

7 Q You spent considerable time on behalf  
8 of the campaign in December of 2020 organizing an  
9 alternate slate of electors who would vote on  
10 behalf of the State of Georgia Trump as the  
11 presidential winner, right?

12 MR. TYSON: I'll object to form.

13 You can answer if you know.

14 THE WITNESS: I would not agree with  
15 that characterization. I did not spend  
16 considerable time. I was told -- I was told by  
17 senior Trump campaign officials, campaign  
18 officials, and senior GA GOP leadership that this  
19 needed to happen in order to preserve legal rights  
20 under law. And multiple attorneys gave the  
21 go-ahead.

22 And, you know, it probably took

1 four hours of effort, you know? At the time, I  
2 thought it was just something -- okay, this is  
3 the final like, you know, dealing with the --  
4 with the Trump Campaign in this sense of Trump's,  
5 you know, post-election efforts. And then turned  
6 my attention to the runoff.

7 BY MR. CROSS:

8 Q Have you ever communicated with Jesse  
9 Binnall?

10 A No.

11 Q But you are familiar with him as one  
12 of Donald Trump's lawyers, right?

13 A I know who he is.

14 Q Have you ever communicated with  
15 Brendan Sullivan at SullivanStrickler?

16 A I have not.

17 Q Have you ever communicated with  
18 anyone at SullivanStrickler?

19 A I have not.

20 Q Have you ever communicated with Doug  
21 Logan?

22 A No.

1 Q But you're familiar with him, right?

2 A I'm familiar with him.

3 Q Have you ever communicated with Scott  
4 Hall?

5 A He called me one time after the  
6 election, and, frankly, the conversation was no  
7 longer than a few minutes. And he had some wild  
8 theories. And, again, going back to my original  
9 statement that, you know, is he helpful with  
10 getting me more poll watchers? Is he helpful with  
11 actual things that happened in an election  
12 precinct? No, he is not. So I excused myself, and  
13 I never spoke to him ever again.

14 Q And you say that you were thinking  
15 about whether he was helpful with getting poll  
16 watchers, but you spoke to him after the election,  
17 didn't you?

18 A Yeah. We still needed people for the  
19 runoff and the recount and we had a, you know,  
20 runoff -- or the recount and the audit, and then we  
21 had a runoff coming up. And when a guy calls you  
22 and says they're from Gwinnett County and that

1           they -- to the effect of, "I have evidence of  
2           Venezuela and" -- you know, he was one of the  
3           thermostats in the -- you know, China and the  
4           thermostat guys, and I thought he sounded bonkers,  
5           so I never -- you know, he was not on my go-to list  
6           at all.

7                   Q       Who was on your go-to list?

8                   A       If people could give helpful  
9           information as poll watchers, I put them in  
10          priority precincts.

11                  Q       Have you ever communicated with  
12          Jeffrey Lindberg?

13                  A       No.

14                  Q       Have you ever communicated with Jim  
15          Penrose?

16                  A       No.

17                  Q       Have you ever communicated with Alex  
18          Cruz?

19                  A       No.

20                  Q       Have you ever communicated with  
21          Russell Ramsland?

22                  A       No.

1                   Q       I'm sorry. We talked about Giuliani.  
2                            Have you ever communicated with  
3       Mr. Giuliani?

4                   A       No.

5                           (Sinners Deposition Exhibit Number 3  
6                           marked for identification.)

7       BY MR. CROSS:

8                   Q       I'm handing you Exhibit 3.  
9                            Just flip through that if you would.  
10                   And you'll see it's an engagement agreement between  
11                   Jesse Binnall and the SullivanStrickler firm. And  
12                   tell me if you've ever seen that before.

13                   A       No, I have not.

14                   Q       So that's not something you had any  
15                   involvement with?

16                   A       No.

17                   Q       Okay. Let me hand you Exhibit 4.  
18                           (Sinners Deposition Exhibit Number 4  
19                           marked for identification.)

20       BY MR. CROSS:

21                   Q       And you'll see that is an engagement  
22                   between Sidney Powell and the SullivanStrickler

1           firm from December 6th, 2020. Is that something  
2           you've seen before?

3                   A       No.

4                   Q       And you didn't have any involvement  
5           in that?

6                   A       No.

7                   Q       Go back to -- let me get the numbers,  
8           it's the e-mail thread to -- Exhibit Share.

9                           MR. CROSS: Thanks, Bryan.

10           BY MR. CROSS:

11                   Q       And flip to -- if you'll look at the  
12           bottom, you'll see these little production numbers.  
13           Flip to the one that ends in 038 if you would.

14                   A       Okay.

15                   Q       And if you look in the middle of that  
16           page, you see there's an e-mail from Sidney Powell  
17           on December 8, 2020 to Paul Maggio and others.

18                   A       Sure.

19                   Q       Yeah. And the subject line, it has  
20           SSA1722, then Jim Penrose.

21                   A       Yeah.

22                   Q       And then it refers to Michigan

1 Forensics Engagement Agreement. Do you see that?

2 A Yes.

3 Q And below Ms. Powell wrote, "Nevada  
4 must be paid by the campaign." Do you see that?

5 A Sure.

6 Q Do you have any insight into what the  
7 campaign was doing with the SullivanStrickler firm  
8 in terms of getting access to voting equipment  
9 there?

10 A No. And my understanding is that  
11 Sidney's firm was paying for these, from what I --  
12 I mean, from what I've read in the media, so it was  
13 probably she was under the impression that the  
14 campaign would pay. And I had every reason to  
15 believe that the campaign, as the actual campaign,  
16 was probably like, no, you know?

17 Q But why would she expect the Trump  
18 Campaign to pay that, if that's your testimony?

19 MR. TYSON: I'll object to form.

20 You can answer if you know.

21 THE WITNESS: Because she's Sidney  
22 Powell and she thought a lot of things that were

1 incorrect.

2 BY MR. CROSS:

3 Q Have you ever communicated with Phil  
4 Waldron?

5 A No.

6 Q Have you ever communicated with Mike  
7 Lindell?

8 A No.

9 (Sinners Deposition Exhibit Number 5  
10 marked for identification.)

11 MR. CROSS: Five, Exhibit 5.

12 MS. CINO: Yes.

13 BY MR. CROSS:

14 Q All right. Let me hand you  
15 Exhibit 5. And you can take a moment to flip  
16 through it if you need. You'll see at the top it's  
17 an e-mail exchange between you and Harry MacDougald  
18 from November 10 of 2020.

19 A Yeah.

20 Q If you come to page 11, the second to  
21 the last page in the exhibit, you'll see the thread  
22 begins within an e-mail from MacDougald to Mark



1 Johnson on November 9, 2020. Do you see that?

2 A Sure.

3 Q The subject line is, "Data file  
4 needed for vote swapping/switching," right?

5 A Sure.

6 Q Who is Mark Johnson?

7 A I have no idea.

8 Q So Mr. MacDougald writes here, "We  
9 need to test the Georgia voting results for the  
10 presence of vote swapping or switching."

11 Do you see that?

12 A Uh-huh.

13 Q Yes?

14 A Yeah, I see that.

15 Q And then he goes on, "This is  
16 reasonable to do because, one, we know vote  
17 swapping or switching happens on the Dominion  
18 System."

19 Do you see that?

20 A Sure.

21 Q Do you agree with that?

22 A No.

1                   Q       But at no point in this e-mail thread  
2       do you ever respond that that is not a true  
3       statement, do you, sir?

4                   A       This would be probably one of the  
5       hundreds of e-mails where I got sent threads of  
6       people espousing various things. And I think --  
7       "Yeah, I can say this is a serious issue that our  
8       team has actively been investigating. We are  
9       recording all of the facts, and I think there's a  
10      reason to believe this could be the case in  
11      Georgia." That's boilerplate language.

12                         "We are assembling a team for" --  
13      see, I pivot, "We are assembling a team for the  
14      recount and runoff elections and we need all hands  
15      on deck. Please pass this form" -- link to a  
16      form -- "out to your trusted friends and  
17      colleagues. It asks for great detail so that we  
18      can vet submissions properly. I hate to be  
19      dismissive, but we simply don't have enough  
20      credible evidence of software glitches at this  
21      point. Most issues can be explained by user error.  
22      However, it is my belief that there was a

1 coordinated effort in some counties to  
2 disenfranchise Republican voters due to vague  
3 statutes and loopholes. I appreciate you sending  
4 this my way, Frank."

5 So to me, that's me saying, "I'm not  
6 dealing with this. You want to be a poll watcher  
7 for me, come help."

8 Q Mr. Sinners, in response to that  
9 e-mail from Mr. MacDougald, stating, "We know vote  
10 swapping or switching happens on the Dominion  
11 System," and that's the reason to look for that in  
12 Georgia, you wrote back, "I think there's reason to  
13 believe this could be the case in Georgia."

14 Those are your words, are they not,  
15 sir?

16 MR. TYSON: I'll object to form.

17 You can answer.

18 THE WITNESS: I mean, I don't even  
19 believe I read through this whole thread.

20 BY MR. CROSS:

21 Q Did you write that or did you not,  
22 Mr. Sinners, those words?

1                   A       Yeah, I wrote those words. I just  
2       read them.

3                   Q       Okay. If you look at page 10, you'll  
4       see at the top there's an e-mail from Mark Johnson  
5       in this thread. This is November 9, 2020, and he  
6       writes "Sidney Powell called Don Brown, a Charlotte  
7       lawyer." It goes on to say, "Don said he needed  
8       pleadings from an election case before  
9       Judge Totenberg."

10                          Do you see that?

11                   A       Sure.

12                   Q       Do you know Don Brown?

13                   A       No.

14                   Q       And is it still your testimony that  
15       Sidney Powell was not involved in the same effort  
16       that you were involved in looking for vote swapping  
17       or switching in Georgia?

18                   A       I really wasn't involved in an effort  
19       looking for vote swapping or switching. We gave it  
20       some attention, but it was kind of the land of make  
21       believe and bonkers. I mean, here's a Gateway  
22       Pundit article. The Gateway Pundit caused me more

1 pain and suffering on the campaign and does now  
2 because people believe it as truth.

3 And yeah, I mean my response, as you  
4 can see, was, "Please pass this form out to all  
5 your trusted friends and colleagues," as in, "Let  
6 me redirect you to be able to be helpful rather  
7 than engage in this."

8 Q Mr. Sinners, you understand you're  
9 under oath today, right?

10 A Yeah.

11 Q And you just testified this was not  
12 an important issue that you spent much time on, but  
13 when you wrote it at the time, you wrote, "I can  
14 say this is a serious issue that our team has  
15 actively been investigating."

16 Those are your words, correct?

17 A Sure. Four days after the election  
18 we're looking into is there any legitimacy to this.  
19 And so I came to the conclusion that, you know, as  
20 I said previously, most of these allegations  
21 involving vote flipping can be explained by human  
22 error. And they were. And there's nothing wrong

1 with doing a little digging.

2 Q Flip to the page -- page 4, if you  
3 would, please.

4 A Okay.

5 Q Here, Mr. MacDougald sends an e-mail  
6 on November 10, 2020. Do you see that?

7 A Yeah.

8 Q And do you see that Frank Strickland  
9 of Taylor English is on this e-mail?

10 A I do.

11 Q What was his involvement or the  
12 involvement of the Taylor English firm in the  
13 effort to identify vote swapping or switching in  
14 Georgia in this time frame?

15 A I'm not sure.

16 Q And then if you come down, do you see  
17 in the third paragraph there's a discussion of a  
18 slide deck that Russ Ramsland had presented?

19 A Sure.

20 Q And is it still your testimony that  
21 Mr. Ramsland was not involved in the effort to find  
22 vote swapping or switching in Georgia?

1 MR. TYSON: Object to form.

2 You can answer.

3 THE WITNESS: Yeah, I don't believe  
4 that was my testimony. I just had never dealt with  
5 him.

6 BY MR. CROSS:

7 Q I see. Okay. I'm sorry.

8 You personally have never  
9 communicated with him. You don't know one way or  
10 the other to the extent to which he was involved in  
11 this effort?

12 A I never dealt with him. All I saw  
13 was him in a senate hearing saying all sorts of  
14 kooky crap. He was not somebody I was dealing  
15 with.

16 Q And you don't know Mark Johnson?

17 A I -- no.

18 Q So then if you look at the bottom of  
19 page 3, you'll see that Mark Johnson is the one  
20 that added you to this thread, right?

21 A Sure. Yeah.

22 Q It says, "Which Frank suggested that

1 I do." Why did Frank Strickland, if you didn't  
2 have any involvement with him, suggest that you be  
3 pulled into this?

4 A With Frank or Mark? I know Frank  
5 Strickland. I mean, I don't know who Mark Johnson  
6 is. It's possible I could have met him. I had  
7 volunteers every day. He may have been on my  
8 e-mail list for attorneys to help.

9 The -- the context is that my e-mail  
10 and my cellphone were getting put on national  
11 e-mail list servers. Every county party chair in  
12 Georgia had my cellphone. I was the guy to call if  
13 they wanted some sort of, you know, issue with the  
14 elections. I was getting hundreds of calls, you  
15 know? I'm sure if he had my e-mail, it's probably  
16 that he picked it up through something like that.  
17 I mean, I can't really explain it, but, you know,  
18 Mark does not ring a bell, so . . .

19 Q Did anyone call you on January 7,  
20 2021, about the breach in Coffee County?

21 A No.

22 Q Have you looked at your phone records



1 to confirm that?

2 A No.

3 Q But you didn't produce your phone  
4 records in response to the subpoena, did you?

5 A I don't have my phone records, but I  
6 can say truthfully that I did not discuss the  
7 breach.

8 Q The carrier has your phone records,  
9 right?

10 A Sure.

11 Q Do you have any objection to us  
12 pulling those?

13 A I think that's an invasion of my  
14 personal privacy. I don't think it's relevant,  
15 because as I told you, I had nothing to do with  
16 this. So yeah, I do have an objection to that  
17 because I have nothing to do with this.

18 Q Are you willing to produce redacted  
19 phone records -- well, strike that.

20 Are you willing to produce phone  
21 records for the November 2020 through January 2021  
22 period, for that small window?

1                   A       No. I value my privacy. I had  
2                   nothing to do with this.

3                   MR. CROSS: I think we are at  
4                   Exhibit 6.

5                   (Sinners Deposition Exhibit Number 6  
6                   marked for identification.)

7                   BY MR. CROSS:

8                   Q       Take a moment to flip through it, if  
9                   you need, Mr. Sinners. The -- the document is an  
10                  e-mail that you received from Harry MacDougald on  
11                  November 10th, 2020, right?

12                  A       Sure.

13                  Q       And the subject line is, "Technical  
14                  Evidence on Log Analysis of the Dominion System."

15                  Do you see that?

16                  A       Yeah.

17                  Q       And then there's two declarations  
18                  attached from a cyber -- an election security  
19                  expert named Harri Hursti.

20                  Do you see that?

21                  A       Yeah.

22                  Q       And do I understand Mr. MacDougald

1           sent you this as part of the same effort that we  
2           saw in the prior exhibit with Mr. MacDougald  
3           looking into whether the Dominion System operated  
4           correctly in terms of counting and tabulating votes  
5           in the November 2020 election? Is that fair?

6           A        I -- I guess. I mean, he sent me  
7           that e-mail.

8           Q        Okay. And Mr. MacDougald indicates  
9           here that these declarations came from this  
10          lawsuit?

11          A        Sure. Your lawsuit was quite popular  
12          amongst some of the more-excited individuals on the  
13          Republican side.

14          Q        And Mr. MacDougald writes that Harri  
15          Hursti is one of the top experts in the country on  
16          this topic. Do you see that?

17          A        Sure.

18          Q        What did you do with this e-mail and  
19          this information when you got it?

20          A        Probably ignored it.

21          Q        You said "probably." Do you have any  
22          specific recollection of whether you forwarded this

1 or shared it with anyone?

2 A No.

3 Q You just don't remember one way or  
4 the other?

5 A Yeah. I mean, it, again, wasn't  
6 really -- it looks like it's a lot of reading. My  
7 time was of the essence. I really wasn't worried  
8 about a lawsuit that, you know, was -- yeah. I'm  
9 not a lawyer. It didn't seem to have any value. I  
10 probably didn't do anything with it.

11 Q If you look at -- so if you look at  
12 the bottom of Mr. MacDougald's e-mail on the first  
13 page, he writes, "The good news is that this fact,  
14 in and of itself, is a powerful argument against  
15 certification of the results." Then he writes,  
16 "Now back to the conflict issue. I will be so bold  
17 as to recommend," and then he has two  
18 recommendations.

19 Do you see that?

20 A Yeah.

21 Q In the second one he writes, "That  
22 you NOT" -- the "not" is in caps -- "give these

1        declarations to the Taylor English or Robbins Alloy  
2        teams or let them have any oversight of the  
3        analysis of the technical problems in the Dominion  
4        System revealed by these affidavits or any analysis  
5        your team is conducting into those questions. You  
6        have to have un-conflicted lawyers running that  
7        part of your litigation strategy."

8                                Do you see that?

9                                A        Uh-huh.

10                              Q        What was your understanding of what  
11        he meant by "un-conflicted lawyers" with respect to  
12        those firms?

13                              A        There was kind of the more hard-core  
14        Trumpers that thought their defense of the  
15        Secretary of State -- you know, the Secretary of  
16        State kind of became the bad guy to a lot of these  
17        people. Yeah, I remember hearing that, you know?  
18        But kind of every excitable opinion -- you know,  
19        everybody has got opinions.

20                              (Sinners Deposition Exhibit Number 7  
21        marked for identification.)  
22

1 BY MR. CROSS:

2 Q All right. Let me hand you  
3 Exhibit 7.

4 A Yes.

5 Q So have you seen -- you can flip  
6 through it if you need. Have you seen Exhibit 7  
7 before?

8 A It looks like text messages.

9 Q Have you seen -- does this particular  
10 document look familiar to you?

11 A No.

12 Q Okay. So I will tell you, Exhibit 7  
13 is a text thread between Misty Hampton and Eric  
14 Chaney. We covered this in Mr. Chaney's  
15 deposition.

16 A Okay.

17 Q It came from Misty Hampton, so the  
18 green texts are texts that Misty Hampton is  
19 sending.

20 A Uh-huh.

21 Q And the grey are Chaney's responses.  
22 Do you understand that?

1 A Yeah.

2 Q So go to page 15 if you would. The  
3 page number is in the bottom right-hand corner.

4 A Okay.

5 Q So if you look in the middle, you'll  
6 see it says November 19, 2020, at 5:19 p.m. And  
7 there's a text from Eric Chaney to Ms. Hampton that  
8 reads, "Do you have the election bulletin from the  
9 Secretary of State's Office, about how the audit  
10 had proved the machines were reliable and that  
11 notes should certify the original numbers?"

12 Do you see that?

13 A Uh-huh.

14 Q Yes?

15 A Yeah, I do.

16 Q And then Ms. Hampton responds, "I  
17 will go back on Firefly and find them." Mr. Chaney  
18 writes, "E-mail them to me, please. Trump's man  
19 wants them." And she writes, "Okay."

20 Do you see that?

21 A Okay.

22 Q Trump's man, that's you, right?

1 A I don't believe so.

2 Q You weren't communicating with  
3 Mr. Chaney in this time frame around about this  
4 issue?

5 A November 19th? No, I don't think  
6 that's me because I would have been able to just  
7 get the election bulletin from the Secretary of  
8 State's Office. I wouldn't have needed to -- to  
9 get that from them. I don't think -- I don't think  
10 that's me.

11 Q Okay.

12 A And then thereafter, the "SOS" and  
13 "Gov," yeah, I was not after the SOS and the Gov,  
14 so . . .

15 Q Did you ever ask Mr. Chaney or anyone  
16 else for this election bulletin?

17 A I think I asked Eric Chaney for a  
18 letter at some point about like not recertify --  
19 not decert -- or not being able to certify. But  
20 yeah, I don't think this is regarding me,  
21 especially 11/19, November 19th. Yeah, I don't  
22 think that's me.



1 Q Just hang on to that if you would.

2 I'll hand you Exhibit 8.

3 (Sinners Deposition Exhibit Number 8  
4 marked for identification.)

5 BY MR. CROSS:

6 Q Exhibit 8 is an e-mail that you  
7 received from Eric Chaney regarding Dominion voting  
8 machine concerns on November 11, 2020, right?

9 A Yeah.

10 Q And he writes, "I appreciate the  
11 opportunity to speak with you yesterday."

12 Do you see that?

13 A Yeah.

14 Q So in addition to this e-mail, you  
15 actually had a conversation with him the day  
16 before, right?

17 A Yeah, I guess. Yeah.

18 Q And in this e-mail, he describes a  
19 concern that he has with the operation of the  
20 Dominion voting machines and software. And he puts  
21 into all caps, "This is the avenue for fraud on the  
22 largest scale imaginable."

1 Do you see that?

2 A Yeah, in all caps.

3 Q And was that a concern that you  
4 discussed with folks other than Mr. Chaney?

5 A I'm not sure. I think this was part  
6 of my outreach to Republican board members. I --  
7 you know, we had heard of stuff going on in various  
8 counties. I know they were having problems in  
9 Coffee. And yeah, I probably called him, because  
10 he's the Republican board member. I think he was  
11 the chairman at the time. I think this had to do  
12 with like the open records request that I sent.  
13 But, you know, he had a lot of theories, and so  
14 yeah, I mean, he shot me this e-mail.

15 Did I respond?

16 Q That's my question: Did you respond?

17 A I don't see a response logged, so I  
18 assume I didn't.

19 Q But you don't remember either way,  
20 right?

21 A Yeah, I don't remember either way.

22

1 (Sinners Deposition Exhibit Number 9  
2 marked for identification.)

3 MR. CROSS: Exhibit 9.

4 BY MR. CROSS:

5 Q All right. Let me hand you  
6 Exhibit 9. And flip to the -- you're welcome to  
7 read through the whole thing, but flip to the  
8 bottom -- the last page, the one in chronological  
9 order.

10 A Yeah, this makes sense.

11 Q And so this is the day before the  
12 e-mail that we just saw with Mr. Chaney. This is  
13 November 10th of 2020. And you reached out to  
14 Misty Hampton --

15 A Yeah.

16 Q -- and you asked for official meeting  
17 minutes and audio of this morning's November 10  
18 board of elections or commissioners meeting.

19 Do you see that?

20 A Yes.

21 Q Why were you asking for that?

22 A Misty had called me, as I said

1 previously, and, you know, suggested I send an open  
2 records request. What I got back was like a  
3 discussion on the machines. You know, I probably  
4 talked to Eric Chaney in that process. And, you  
5 know, it was a lot of speculation.

6 I may have forwarded it to attorneys,  
7 to the campaign, you know, "Hey, take a look."  
8 But, you know, I wasn't really, you know, able to  
9 devote a whole lot of time to this sort of thing,  
10 you know.

11 Q And you're saying that you made this  
12 request because Misty Hampton called you beforehand  
13 and asked you to make the request?

14 A Yeah. She said there was an  
15 interesting meeting that came up and -- or an  
16 interesting topic that came up that the campaign  
17 should know about. You know, that was my role  
18 to -- if we get a, you know, complaint, we would  
19 look into it. I don't really recall taking a whole  
20 lot of action on this, you know?

21 Q You don't indicate in your e-mail  
22 here that you had had a conversation or that you

1           were -- that you were sending this request because  
2           she asked for it, right?

3                   A       Sure, I guess not.

4                   Q       Did you ever receive the minutes and  
5           the audio?

6                   A       I think I did to this Georgia EDO  
7           address. And, you know, I don't have access to  
8           that.

9                   Q       Why not?

10                  A       Because it's a, like, secondary  
11           e-mail.

12                  Q       What does that mean?

13                  A       It's, you know, not  
14           Rsinners@DonaldTrump.com.

15                  Q       Sorry. Can you explain that?

16                  A       Yeah. It's a separate e-mail  
17           account.

18                  Q       From your Rsinners?

19                  A       Yeah.

20                  Q       But why do you not have access to it?

21                  A       Because the Trump Campaign is over.  
22           I just have what's in my Outlook, and that wasn't

1 in my Outlook. That was a special, like, log-in  
2 account. That's where we get, like, incident  
3 reports and stuff sent to.

4 Q But that e-mail account still exists,  
5 right?

6 A I don't know.

7 Q That's not something that you  
8 searched?

9 A I don't have access to that. That is  
10 the Trump Campaign, you know?

11 Q What is the basis for your testimony  
12 that you no longer have access?

13 Have you tried to access it?

14 A I don't know how to. I don't have  
15 access. The Trump Campaign, to my knowledge, does  
16 not exist. And it was not in my Outlook. Rsinnners  
17 was in my Outlook.

18 Q You think that the Trump Campaign  
19 does not exist?

20 A As this entity. I mean, I don't  
21 know. You can take it up with them.

22 Q But the Georgia

1 EDO@Donaldtrump.campaign -- .com, that was an  
2 e-mail address that you used, right?

3 A Yeah.

4 Q Did anyone else use that address?

5 A I think so.

6 Q But you had access to that, you used  
7 that for some period of time?

8 A I used it to filter through incident  
9 reports, yep.

10 Q Okay. And to send --

11 A Yeah.

12 Q -- record requests?

13 Okay. Well, we would ask that you  
14 actually take the steps to see if that is still  
15 accessible and whether it contains responsive  
16 documents for the subpoena.

17 A I doubt it would.

18 Q Well, we would ask that you confirm  
19 that.

20 MR. CROSS: Are we at Exhibit 10?

21 MR. BROWN: Yes.

22

1 (Sinners Deposition Exhibit Number 10  
2 marked for identification.)

3 BY MR. CROSS:

4 Q Okay. Take a look at Exhibit 10, if  
5 you would. Do you see this is an e-mail that you  
6 received, along with Scott Hall and others, on  
7 November 20, 2020?

8 A Sure.

9 Q And the subject is, "List Request."  
10 Do you see that?

11 A Yep.

12 Q Who is David Shafer?

13 A Chairman of the Georgia GOP.

14 Q Is that still his role?

15 A That is.

16 Q And he writes to you and Mr. Hall,  
17 and others, "Scott Hall has been looking into the  
18 election on behalf of the President at the request  
19 of David Bossie. I know him."

20 Do you see that?

21 A Uh-huh.

22 Q Who is David Bossie?



1                   A        I think he's, like, the chairman of  
2       the Maryland GOP, like he's RNC, big guy, you know?

3                   Q        And he has a relationship with Scott  
4       Hall. Is that right?

5                   A        I would assume by this e-mail.

6                            I feel like I've already spoken to  
7       Scott Hall at this point and gotten no value or,  
8       you know, what I perceive to be credibility. David  
9       Shafer had an amazing way of introducing people  
10      that had already been introduced. And this wasn't  
11      really my purview.

12                           I don't have a list of voters who  
13      told us that they returned their absentee ballots,  
14      but that those ballots do not show as having been  
15      accepted. That would have been more of a data  
16      thing, so I'm not sure I took any -- I don't -- I  
17      can say I probably didn't take any action on this  
18      e-mail.

19                   Q        I'm going to hand you what's been  
20      marked as Exhibit 11.

21                           (Sinners Deposition Exhibit Number 11  
22      marked for identification.)

1 MR. CROSS: This is Tab 13 for my  
2 team.

3 MR. TYSON: Is this a completing  
4 letter or -- there's only one page on this version?

5 MR. CROSS: Yeah, it's -- it looks --  
6 it was produced to us this way --

7 MR. TYSON: Okay.

8 MR. CROSS: -- is my understanding.

9 BY MR. CROSS:

10 Q Mr. Sinners --

11 (Discussion had off the record.)

12 BY MR. CROSS:

13 Q All right. Do you recognize  
14 Exhibit 11? It's a document that you produced.

15 A I think it's the letter -- the letter  
16 regarding certification or whatever for Coffee  
17 County.

18 Q It's actually a draft --

19 A Yeah.

20 Q -- of the letter, right?

21 A Yes.

22 Q Why did you receive a draft of that

1 letter before it went to the Secretary's Office?

2 A I don't know. I mean, this is around  
3 the same time that Eric and Misty reached out, so,  
4 you know, they sent me whatever they had and their  
5 concerns. And, you know, I probably sent this to  
6 attorneys and then moved on with my day.

7 MR. CROSS: Mr. Sinners, why don't we  
8 take a break. We've been going about an hour and a  
9 half.

10 VIDEOGRAPHER: The time is 10:40 a.m.  
11 We are off video record.

12 (Recess from 10:40 a.m. to 10:43 a.m.)

13 VIDEOGRAPHER: The time is 10:43 a.m.  
14 We are back on video record.

15 (Recess from 10:40 a.m. to 10:43 a.m.)

16 VIDEOGRAPHER: The time is 10:43 a.m.  
17 We are back on video record.

18 MR. CROSS: We're at Exhibit 12?

19 (Sinners Deposition Exhibit Number 12  
20 marked for identification.)

21 BY MR. CROSS:

22 Q All right. Let me hand you what's

1           been marked as Exhibit 12. Exhibit 12, the cover  
2           e-mail is from Eric Chaney to you on December 8th,  
3           2020, right?

4                   A        Yep.

5                   Q        And there's an attachment entitled,  
6           "Signed Letter to NOT" -- "not" is in all caps --  
7           "Certify Electronic Recount."

8                           Do you see that?

9                   A        Yes.

10                  Q        And there's another attachment  
11       entitled, "Discrip" -- D-I-S-C-R-I-P -- "in  
12       recount." Do you see that?

13                  A        Yep.

14                  Q        And he's ending you an e-mail that  
15       Misty Hampton had forwarded -- or sorry, that had  
16       sent to Eric Chaney and Matt McCullough below the  
17       same day. Do you see that?

18                  A        Yes.

19                  Q        And then if you turn, you'll see the  
20       two attachments. One is a letter from the chair of  
21       the Coffee County Board of Elections to Brad  
22       Raffensperger, dated December 4th of 2020,

1           indicating that the board was not going to certify  
2           the electronic recount numbers.

3                           Do you see that?

4                   A       Yeah.

5                   Q       And what did you do with the  
6           information that Mr. Chaney sent you here?

7                   A       I think I gave it to the attorneys.  
8           You know, we had been hearing of things going on,  
9           that they had an issue, that they were not going to  
10          certify, so we wanted a copy of the letter.

11                  Q       So this was something that you guys  
12          had requested, the letter?

13                  A       I think attorneys working for the  
14          GOP, you know the Republican team, requested it. I  
15          might have reached out and said, "Hey, can you  
16          forward me the letter?"

17                          But yeah, I mean, you know, that was  
18          more of a legal thing. Yeah.

19                  Q       And you say -- you said a few times  
20          that there were things that you probably forwarded  
21          on to the attorneys. What attorneys are you  
22          talking about?

1                   A       Probably Alex Kaufman, Ray Smith.  
2       Ray was our local campaign counsel that advised the  
3       campaign. You know, there are probably ten  
4       attorneys that were kind of working tangentially.  
5       By then, a lot -- a couple have trailed out, but I  
6       probably forwarded this to, you know, Ray or Alex  
7       or somebody to take a look. I know -- I think that  
8       this letter had involvement in the lawsuit against  
9       Coffee County, the Still v. Raffensperger.

10                  Q       I'm sorry. Say that again.

11                  A       I -- I think this letter played into  
12       the lawsuit of Still v. Raffensperger.

13                  Q       How so?

14                  A       I think it was one of the things they  
15       included.

16                  Q       In the filing you mean?

17                  A       Yeah. Yeah.

18                  Q       One of the things that was sought --  
19       MR. CROSS: Sorry.

20       MS. CINO: It's coming on at 11.

21       MR. CROSS: Okay. That's fine.

22

1 BY MR. CROSS:

2 Q One of the things that was sought in  
3 Shawn Still's lawsuit in Coffee County was access  
4 to the voting equipment. Is that right?

5 A I don't believe that, but it's  
6 possible.

7 Q Okay.

8 A I'm not really familiar with the  
9 filing.

10 Q All right. Let me hand you  
11 exhibit --

12 MR. CROSS: Is this 13?

13 MR. BROWN: 13.

14 MR. CROSS: All right.

15 (Sinners Deposition Exhibit Number 13  
16 marked for identification.)

17 BY MR. CROSS:

18 Q Exhibit 13 is an e-mail that -- the  
19 first e-mail in the thread is one that you sent as  
20 an open records request from your Gmail account --

21 A Yes.

22 Q -- on November 10, 2020. That's

1 Coffee County, right?

2 A I sent that to, I think, 159  
3 counties.

4 Q Including Coffee County?

5 A Yeah.

6 Q And Ms. Hampton sent you a response  
7 on December 2nd of 2020 saying, "Are you still  
8 working with the Trump Campaign???" Right?

9 A Sure.

10 Q And did you respond to this?

11 A No.

12 Q Why not?

13 A Because I was not really checking my  
14 Gmail. I mean, you may not have ever, you know,  
15 worked on a campaign, but your personal life kind  
16 of goes sideways and, you know, I was primarily  
17 only going through my campaign account. And yeah,  
18 I mean, I don't remember ever responding. And I  
19 have no record of it.

20 Q So you -- you sent an e-mail from  
21 your Gmail account to 159 counties asking for  
22 information --



1 A On the review panels.

2 Q Right.

3 A Yeah.

4 Q And it's your testimony that you  
5 didn't really check your Gmail, that you weren't  
6 concerned about whether you got responses to that?

7 A No. I mean, I -- I did, I think -- I  
8 mean, the filing -- the filling of the requests was  
9 not, I guess you would say, done accordingly. Vote  
10 review panels for the 2020 November election, if  
11 this is Tuesday, they were happening Wednesday,  
12 Thursday, Friday, Saturday, and Sunday. So it just  
13 kind of timed out and I forgot about it. Because,  
14 you know, I got back probably ten records out of  
15 159. We just needed to see those records to make  
16 sure that they were staffed.

17 Q So we've seen at least three e-mails  
18 that you used in this time frame. One is the Gmail  
19 account here, one was the Georgia EDO account, then  
20 you had your own Rsinners@DonaldTrump.com, right?

21 A Yeah, that's correct.

22 Q How did you determine -- when you

1           were doing work with respect to the election issues  
2           in 2020 and 2021, how did you determine which  
3           e-mail that you used?

4                   A           Whichever one was quickest to the  
5           browser that I was currently in. I mean, I -- I  
6           think maybe the context you're missing is the  
7           absolute boiler room that is a campaign. The most  
8           important resource you have is time. You can only  
9           respond to a hundred issues a day, yet, you have a  
10          thousand.

11                   So there wasn't really any strategy  
12          behind which e-mail account was -- was used. It's  
13          kind of whatever someone asked you to do at the  
14          time, whatever you think needs to be done at the  
15          time.

16                   You know, I think with this one -- I  
17          don't know. I think maybe there was some belief  
18          that the Trump e-mail would be shut down afterwards  
19          and we want that information for the runoff.

20                   Q           What e-mail accounts did you search  
21          in response to the subpoena?

22                   A           My Gmail, my SOS account, and what

1 was in my in-box from Rsinners@DonaldTrump.

2 Q And when you say in-box for  
3 Rsinners@Donald Trump, what do you mean?

4 A Like preserved e-mails in Outlook.

5 Q And did you search that -- what kind  
6 of device was that on?

7 A A laptop.

8 Q So data --

9 A And in my SOS account.

10 Q The Rsinners@DonaldTrump, that's an  
11 account that you still have access to?

12 A Yeah.

13 Q And that's an Outlook account?

14 A I mean, yes, it's through Outlook.

15 Q It's accessible through Outlook?

16 A Yeah.

17 Q And when you searched that -- you  
18 said you searched the in-box -- did you search all  
19 folders, like deleted, spam, sent mail, or just the  
20 in-box?

21 A I only have an in-box. I don't have  
22 any out-going. It's the way that I preserved it.

1 I had a belief that following the events of  
2 January 6th, 2021, that there would be people who  
3 would be asking questions in the future, so I made  
4 an attempt to preserve as many e-mails as I could.

5 Q But you're saying that the  
6 Rsinners@DonaldTrump is set up through Outlook, but  
7 it doesn't have any of the normal folders, it  
8 literally only has an in-box folder?

9 A That's the archive that I saved.

10 Q Okay. I see.

11 So you're -- you're searching --

12 A It has no responsive server. It's  
13 just static e-mails that were archived.

14 Q Sitting locally on your laptop?

15 A Yes.

16 Q So you -- is it a PST file?

17 A I don't know.

18 Q So when you -- when you open those  
19 e-mails now, you just go into Outlook and you pull  
20 up whatever you have preserved, whatever you have  
21 archived?

22 A I can do a keyword search, you know,

1           that sort of thing.

2                   Q       And these are documents -- these are  
3       e-mails that you selected for preservation at some  
4       point after January 6th?

5                   A       Yes.

6                   Q       Okay. And so those are sitting in an  
7       in-box.

8                           When you did that preservation, did  
9       you also preserve e-mails that you had sent or were  
10      sitting in deleted folders or other folders beyond  
11      the in-box?

12                  A       There wasn't a way to.

13                  Q       Why?

14                  A       I -- I'm not a tech guy. I've got  
15      what I received in my in-box.

16                  Q       Okay. So the only thing that you  
17      preserved was what was sitting in the in-box?

18                  A       Yeah.

19                  Q       Some set of that?

20                  A       Yeah.

21                  Q       Okay. What happened to the e-mails  
22      that were originally sitting in that account in

1           like your sent folder or deleted or any other  
2           folders that were set up?

3                       MR. TYSON: Object to form.

4                       You can answer if you know.

5                       THE WITNESS: I guess they're with  
6           the Trump Campaign. I don't know if they keep  
7           archives. I don't know, I think there was an  
8           option and it was like download in-box and I  
9           clicked that. You know, I don't know how to --  
10          yeah.

11          BY MR. CROSS:

12                      Q           So you no -- you're saying that you  
13           no longer have access to this account sitting on  
14           whatever server it sits on --

15                      A           Yeah.

16                      Q           -- you only have what you stored  
17           locally on your computer?

18                      A           Yes.

19                      Q           Did you make any effort to try to get  
20           access to that account, such as contacting anyone  
21           at the Trump Campaign?

22                      A           Don't have a reason to.

1                   Q       Well, you're under subpoena, that's a  
2       pretty compelling reason.

3                   A       Well, if I don't have it, I don't  
4       have it. I gave you everything that you asked for,  
5       and things that I thought may have gone up to that  
6       line, I gave it. I wanted to be more than  
7       forthcoming, because when you have nothing to do  
8       with this, I have no reason.

9                   Q       Okay. But you --

10                  A       Up to the line of you personally  
11       invading my privacy and this, frankly, what I feel  
12       has been a harassment campaign for the past three  
13       months against me, but I'm willing to help as much  
14       as I can, and that is how I can help. I was fully  
15       compliant in your subpoena.

16                   MR. TYSON: So we're five minutes  
17       out, when you get to a point for a break.

18                   MR. CROSS: Yeah, let me just wrap  
19       this up.

20       BY MR. CROSS:

21                   Q       Okay. Well, we would ask that you  
22       look to see whether you can get responsive e-mails

1 from that account as well. You can talk it over  
2 with your lawyers, but your obligation under a  
3 subpoena is not just what's in your physical  
4 possession, it's what you also have control or  
5 access to.

6 A I don't have control and access to  
7 any of that.

8 Q Well, that's something that should be  
9 explored with the Campaign.

10 Oh, just quickly, have you ever used  
11 Signal?

12 A I have.

13 Q Do you use it now?

14 A No.

15 Q Did you search Signal for the  
16 subpoena?

17 A I did.

18 Q And you didn't find anything  
19 responsive?

20 A No.

21 Q Is your Signal set up to delete  
22 messages after some point in time?



1 A I think that goes by the per chat.

2 Q So different chats have different  
3 settings that you set up?

4 A Yes.

5 Q Some chats have a setting to delete  
6 over some course of time and others don't?

7 A Yeah, but I mostly texted. There  
8 were just some poll watchers and, you know, people  
9 that like privacy. You know, Signal, I guess, is  
10 more secure.

11 Q Okay.

12 A I don't really care. I never found a  
13 benefit either way.

14 Q Okay. Did you use Signal for any of  
15 the work that you did with respect to the  
16 November 2020 election or the senate runoff?

17 A Yeah, I would say so.

18 Q But you didn't find any responsive  
19 messages?

20 A No.

21 Q And the text messages you produced,  
22 those are all the text messages you found

1 responsive to the subpoena?

2 A Yeah.

3 Q Did you use text message to  
4 communicate with people regarding the work you did  
5 with respect to the November 2020 election or the  
6 senate runoff?

7 A I texted people, yeah.

8 Q And what's your normal process for  
9 text messages?

10 Do you just keep them or do you  
11 delete them from time to time?

12 A Delete them from time to time  
13 whenever my phone is getting more, you know,  
14 overloaded.

15 Q Did you ever communicate with anyone  
16 who had any responsibility for elections in Coffee  
17 County by text message or Signal?

18 A Don't believe so.

19 Q Have you ever had a Proton e-mail  
20 account?

21 A No.

22 Q Have you ever had any e-mail accounts

1 other than the three that we've discussed?

2 A Have I ever? Yeah. I mean, I grew  
3 up with e-mail.

4 Q Fair point. I'm old, so that's --

5 A Same as you.

6 Q I did not grow up with e-mail sadly.  
7 Let me ask a better question.

8 Were there any e-mail accounts that  
9 you used with respect to election issues involving  
10 the State of Georgia beyond the e-mail accounts we  
11 have discussed?

12 A I don't believe that to be the case.

13 Q Okay.

14 MR. CROSS: All right. Let's take a  
15 break. Thank you.

16 VIDEOGRAPHER: The time is 10:58 a.m.  
17 We are off video record.

18 (Recess from 10:58 a.m. to 11:30 a.m.)

19 VIDEOGRAPHER: The time is 11:30 a.m.  
20 We are back on video record.

21 MR. CROSS: All right. I lost track  
22 of our exhibit numbers.

1 MR. BROWN: 14 is the next one.

2 MR. CROSS: 14, okay.

3 (Sinners Deposition Exhibit Number 14  
4 marked for identification.)

5 BY MR. CROSS:

6 Q All right. Let me hand you  
7 Exhibit 14. Do you recognize this?

8 A Sure. Text messages with Alex  
9 Kaufman.

10 Q Okay. So these are text messages  
11 that you produced to us from your phone, right?

12 A Sure. Yeah.

13 Q So the blue is you and the grey is  
14 Alex Kaufman?

15 A Yeah.

16 Q Okay. And the date that this begins  
17 is December 13, 2020, right?

18 A Yeah.

19 Q So it's at 6:02 a.m, "Has this been  
20 investigated?" Do you see that?

21 A Yep.

22 Q So the -- do you still have the prior

1 part of this thread on your phone or does it start  
2 at this date?

3 A It was something that was like --  
4 that, "Has this been investigated," seemed to be  
5 like probably something that he sent the night  
6 before. And it was like an article about something  
7 completely irrelevant.

8 Q Okay. Do you have that -- like, do  
9 you -- are you able to look at your phone and see  
10 what he's talking about or you don't have the text  
11 that precedes this one?

12 A I think I do, but I don't have my  
13 phone on me.

14 Q Okay. So how did you determine what  
15 excerpts of text messages to produce in response to  
16 the subpoena?

17 A I think you asked me for anything  
18 like relevant to Coffee County and whatever you  
19 phrased it, or like voting systems, or whatever.  
20 It wasn't -- you know, it was probably something to  
21 do with -- I -- I don't know. I don't want to  
22 speculate. But it didn't --

1 Q Okay.

2 A -- have any bearing. Like I said, I  
3 have been more than forthcoming with my subpoena by  
4 you guys.

5 Q Okay. But as you sit here now, this,  
6 "Has this been investigated," you don't recall  
7 specifically what that was?

8 A No. I think it was something  
9 completely different.

10 Q Okay. And then you respond that  
11 morning, "I'm not entirely sure ETA plane?" He  
12 writes, "Nothing yet. Is there still fog over the  
13 runway?" And you write back, "I don't know. Going  
14 back to bed."

15 Do you see that?

16 A Yeah.

17 Q What was this about, the ETA plane?

18 A Getting out of Douglas, Georgia.

19 Q Okay. So you flew down to Douglas on  
20 the 12th. And what day did you leave? Was it the  
21 13th or later?

22 A Yeah, the 13th.

1 Q The 13th.

2 And so you were delayed getting out  
3 because of fog, it looks like?

4 A That would be my belief.

5 Q And you guys flew from Atlanta into  
6 the -- the small Douglas Airport?

7 A Yeah.

8 Q I'm sorry, you said yes?

9 A Yep.

10 Q Okay. And that was on a plane that  
11 Alex Kaufman flew?

12 A Yeah.

13 Q Was that like a little Cessna or what  
14 was that?

15 A Something like a prop plane.

16 Q Okay. Two-seater or bigger?

17 A Not a two-seater, but I was sitting  
18 in the back.

19 Q Okay.

20 A It was just he and I, and I think  
21 either the copilot or whoever the charter guy was.

22 Q Did Alex -- was he the pilot? Did he

1 fly it?

2 A Yeah. He needed hours.

3 Q I see.

4 So he flew it, he had a copilot with  
5 him, and then you were in the back?

6 A Yes.

7 Q Anybody else?

8 A No.

9 Q No?

10 A No.

11 Q Okay. Do you remember the copilot's  
12 name or anything about him?

13 A No.

14 Q Had you ever met him before?

15 A No. He wasn't like -- no. He was a  
16 pilot.

17 Q Okay. Did he stay with you guys  
18 during the day or did he stay at the airport?

19 A I think he flew back immediately, I'm  
20 pretty sure. He was not like traveling with us in  
21 that capacity.

22 Q So you guys flew in, was it the



1 morning of the 12th?

2 A I'd say it was late afternoon.

3 Q Okay. So the late afternoon on the  
4 12th, copilot was with you. Are you saying he took  
5 the plane back or --

6 A Yeah.

7 Q Okay. So the plane didn't stay  
8 overnight in Douglas?

9 A We flew in a different plane, so I  
10 cannot confirm where the plane went after that, but  
11 it was like a charter out of PDK and we took a  
12 different plane back.

13 Q I see. Okay. Sorry. That's where I  
14 got lost.

15 So the flight down on the 12th, Alex  
16 flew with a copilot, you were in the back in a prop  
17 plane?

18 A Yeah.

19 Q Okay.

20 A That seems right.

21 Q And is that Alex's plane or who owns  
22 that plane, if you know?

1 A No idea.

2 Q Okay. So you left the airport, went  
3 to the steakhouse, did what you guys did with the  
4 declarants, stayed overnight at the Hampton Inn?

5 A Yes.

6 Q And then at some point on the 13th,  
7 you flew out?

8 A Yeah, like in the morning.

9 Q On a different plane?

10 A Yeah.

11 Q Was that out of the same Douglas  
12 Airport?

13 A Yeah.

14 Q And how -- who flew that plane?

15 A Alex.

16 Q Was there a copilot on that, too?

17 A I'm pretty sure there was.

18 Q Was there anyone else on that plane?

19 A No.

20 Q I see.

21 And do you know where that plane came  
22 from?

1 A I assumed PDK.

2 Q What's PDK?

3 A Peachtree-DeKalb Airport.

4 Q Oh, okay.

5 So it sounds like these were charter  
6 flights. Alex chartered a plane to go down and  
7 chartered a plane to go back and had a copilot with  
8 him?

9 A Yeah.

10 Q Okay. Got it.

11 All right. If you'd go to the second  
12 and third page of Exhibit 14, your text thread with  
13 Alex Kaufman, do you see where it indicates "Tap to  
14 download" and there's a three megabyte file?

15 A Yeah.

16 Q Did you download that to see what  
17 that was?

18 A I'm not able to. I think it came  
19 from some sort of like -- I don't know. I've tried  
20 with some of those attachments and it just keeps  
21 "tap download, tap download."

22 Q So you tried when you were producing

1           this to download that and it wouldn't download?

2                   A       I think that probably has to do with  
3           there's still fog over the runway. And that  
4           probably has to -- "look out your window. It looks  
5           at the runway." I assume that's probably a photo  
6           that I took of the runway, because the hotel is  
7           like right across from the airport. And I assumed  
8           that would probably be a photo. And probably it's  
9           not on my phone anymore so, you know, yeah.

10                  Q       Okay. But you just -- you don't know  
11           for sure, and you weren't able to download it?

12                  A       No.

13                  Q       Okay.

14                  A       I mean, I'm going with affirmative,  
15           "Is there still fog over the runway?"

16                  Q       Yeah.

17                  A       That seems like the logical  
18           conclusion.

19                  Q       Yeah, no, I get it. I got you.

20                  A       Okay.

21                  Q       I guess there's like a whole chunk  
22           that's missing here.

1 MR. CROSS: Can we go off the record  
2 for just a moment?

3 MR. TYSON: Yeah.

4 VIDEOGRAPHER: The time is 11:38 a.m.  
5 We are off video record.

6 (Recess from 11:38 a.m. to 11:39 a.m.)

7 VIDEOGRAPHER: The time is 11:39 a.m.  
8 We are back on video record.

9 BY MR. CROSS:

10 Q All right. So go back to the exhibit  
11 with the e-mail thread between Ms. Hampton and  
12 Mr. Chaney. I forget what number that was.

13 A This text thread?

14 Q Yeah, the text thread.

15 MR. TYSON: Exhibit 7.

16 MR. CROSS: Exhibit 7. Thanks.

17 BY MR. CROSS:

18 Q And turn to page 23, if you would.

19 A Okay.

20 Q Actually, I'll tell you what, start  
21 on page 22, and see how the context --

22 A Yeah.

1                   Q       If you look in the middle, do you see  
2       there's a date of January 6, 2021, 4:26 p.m.,  
3       Ms. Hampton, in the green, sends a text message to  
4       Eric Chaney saying, "Scott Hall is on the phone  
5       with Cathy, but wanting to come scan our ballots  
6       from the general election like we talked about the  
7       other day"?

8                   A       Uh-huh.

9                   Q       Yes?

10                  A       Yes, I see that.

11                  Q       Then if you come to the bottom of  
12       that same page, do you see -- January 7, 2021,  
13       10:18 in the morning, Ms. Hampton texts Eric  
14       Chaney, "Are you coming to the office? I need a  
15       board member to be here when we transfer ballots."  
16       He says, "I'll be there at 11:00."

17                               Do you see that?

18                  A       Yeah.

19                  Q       And then January 7th, 7:24 p.m.,  
20       Mr. Chaney sends a phone number to Ms. Hampton and  
21       writes, "Let's switch to Signal."

22                               Do you see that?

1 A Yeah.

2 Q So we're looking at the day when we  
3 now know that the SullivanStrickler team, Scott  
4 Hall, someone identifies a programmer with Scott  
5 Hall, went into the Coffee County Election Office  
6 with Cathy Latham and Eric Chaney and others to  
7 copy voting election equipment and data. That's  
8 the day that we're looking at, right?

9 A Sure.

10 Q Okay. And the number that Mr. Chaney  
11 sends to Ms. Hampton, that's your personal cell,  
12 right?

13 A That is.

14 Q And is it your testimony that no one  
15 spoke to you, texted you, messaged you,  
16 communicated with you in any way about what  
17 happened in the election office that day?

18 A Yeah.

19 Q You don't have any idea why  
20 Mr. Chaney sent your cell number to Misty Hampton  
21 at the time that they were wrapping up or had just  
22 finished copying the voting software and the data?

1                   A           Probably because I was the guy on the  
2           Trump Campaign dealing with this sort of stuff, and  
3           I don't recollect them ever reaching out. I know I  
4           never discussed, "Hey, people were allowed into the  
5           election office." Every activist in the state had  
6           my cell number.

7                               I remember at this specific time  
8           looking through stuff, that I was sitting there in  
9           the office looking through lists of provisional  
10          voters for the runoff. This was well beyond the  
11          time that I had disengaged from, you know, the  
12          Trump Campaign operations and was fully focused on  
13          the runoff. And then, you know, a day or two after  
14          that, Perdue conceded and the campaign was over.

15                   Q           You stated this was well beyond the  
16          time that you had disengaged with the Trump  
17          Campaign efforts, but that's not quite right, is  
18          it?

19                   A           I think that's pretty correct. I  
20          mean, our election challenge, the electors, was  
21          pretty much the end, let the court system handle it  
22          out from then. And then we got a runoff in three



1 weeks, and I was an essential member of the runoff  
2 team doing the same thing that I was doing in the  
3 hotline.

4 I mean, if we got, you know, a phone  
5 call that was, you know, relevant, I would forward  
6 it on, create an incident report. But, you know, I  
7 was not actively talking about the campaign,  
8 certainly not talking about letting people into the  
9 election office.

10 Q This is the day after the Vice  
11 President and Congress certified the election --

12 A This is the day after the riot at the  
13 Capitol.

14 Q Right, which is the same building --

15 A And the idea that I, at that time,  
16 would have wanted anything to do with these nutjobs  
17 that were linked to the people that attacked the  
18 building that I worked in for a good part of the  
19 year, and think it's hallowed ground, is insane.

20 Q Okay. So the time we're talking  
21 about when Mr. Chaney sent Ms. Hampton your  
22 cellphone, which is -- is after the breach is

1 wrapping up and the day after the election was  
2 certified in Congress, right?

3 A Yeah.

4 Q Okay. And you were working on behalf  
5 of the Trump Campaign to organize an alternate  
6 slate of electors for Georgia who would vote for  
7 Trump leading up to the certification, right?

8 A I wouldn't characterize it in that  
9 way. I was -- as I've said previously, we had a  
10 pending legal challenge. The lawyers advised that  
11 these needed to be, in a sense, provisional in case  
12 the legal challenge would have moved forward. I  
13 would say that was one of the last substantial  
14 Trump efforts, as far as I was concerned. My  
15 attention and focus was purely to the runoff.

16 MR. CROSS: Let's go off the record  
17 for just a second.

18 VIDEOGRAPHER: The time is 11:46 a.m.  
19 We are off video record.

20 (Recess from 11:46 a.m. to 11:53 a.m.)

21 VIDEOGRAPHER: The time is 11:53 a.m.  
22 We are back on video record.

1 MR. CROSS: All right. What do we  
2 have?

3 MR. BROWN: This will be 15.

4 MR. CROSS: 15. All right.

5 (Sinners Deposition Exhibit Number 15  
6 marked for identification.)

7 BY MR. CROSS:

8 Q Let me hand you Exhibit 15.

9 So there were some press coverages in  
10 one of the articles, this is from June of this  
11 year, that covered an e-mail that you sent  
12 regarding organizing this alternate slate of  
13 electors.

14 Do you recall that?

15 A Yes.

16 Q And do you recall the e-mail?

17 A Yeah.

18 Q Do you still have that e-mail?

19 A Probably, yeah.

20 Q That wasn't produced to us, was it?

21 A No.

22 Q Okay. Why not?

1                   A       Because it didn't cover the scope of  
2       your subpoena.

3                   Q       Okay. So you read the subpoena as  
4       not covering that?

5                   A       Yeah.

6                   Q       Okay.

7                   A       I think you already have it but . . .

8                   Q       In this e-mail, you indicated that  
9       the effort to organize this slate of alternate  
10      electors required complete secrecy. Do you recall  
11      that?

12                  A       Secrecy and discretion.

13                  Q       You say, "I must ask for your  
14      complete discretion in this process." Do you see  
15      that?

16                  A       Sure.

17                  Q       And you wrote, "Your duties are  
18      imperative to ensure the end result of" --

19                  A       Uh-huh.

20                  Q       -- "a win in Georgia for President  
21      Trump that would be hampered unless we have  
22      complete secrecy and discretion."

1 Do you see that?

2 A Yeah.

3 Q You also instructed the electors to  
4 tell security guards at the building that they had  
5 an appointment with one of two state senators.

6 A Yeah.

7 Q Do you remember that?

8 But that wasn't actually the reason  
9 they were there, right?

10 A That was a meeting with two state  
11 senators. You didn't need to provide great  
12 context, just, yeah, we're going to meet with  
13 these, you know -- yeah.

14 Q But the purpose of them being there  
15 was to ensure the end result, a win in Georgia for  
16 President Trump, right, that's what you wrote?

17 A I believe that had the election  
18 challenge moved forward, that this was imperative  
19 to that because state law requires it. It had to  
20 be at the Capitol. And as -- you know, they -- the  
21 lawsuit was pending. I was told by attorneys  
22 that -- that this had to happen.

1 Q What happened to --

2 A And it was cleared by legal.

3 Q What attorneys?

4 A Trump Campaign attorneys, GA GOP  
5 attorneys, a number of them. Ray Smith was our  
6 local counsel, who was retained by the Trump  
7 Campaign. He brought a court reporter. He was  
8 there on-site managing the process. There were  
9 assurances that there was no, you know, illegality  
10 whatsoever.

11 Q What lawyers gave those assurances?

12 A Ray Smith.

13 Q Any others?

14 A Yeah. Trump Campaign attorneys.

15 Q Who specifically?

16 A Josh Findlay. He was, you know, our  
17 local election day operations counsel. And there  
18 were a couple of others. I can't recall exactly  
19 who, but, you know, five or six attorneys signed  
20 off on it. And they were normal attorneys that I  
21 trusted, not some of these fringe wackos. Yeah, I  
22 mean . . .

1                   Q       But despite all that, you instructed  
2       these folks, the alternate electors, at no point  
3       should you mention anything to do with presidential  
4       electors or speak to the media?

5                   A       Yeah, don't speak to the media.  
6       Don't say, "Hey, we're the Republicans showing up  
7       to do that." Republican activists have a way of  
8       showing up in hats and garbs and waving American  
9       flags.

10                               There were, for months, people  
11       protesting at the Capitol. The Capitol was a zoo.  
12       You had Alex Jones and Vernon Jones driving a tank  
13       around the Capitol. You had armed protesters  
14       showing up. It was "Be discreet." And then, you  
15       know, David Shafer gave media interviews right  
16       after. Just wanted to make sure it got done  
17       because those were the instructions I was given.

18                   Q       And your testimony today under oath  
19       is that your repeated directions to these folks,  
20       the complete secrecy was required, that they should  
21       not mention anything to do with presidential  
22       electors when they went into the building, had

1 nothing to do with any concerns about the legality  
2 of what you were doing. Is that fair?

3 A Yeah. I mean, David Shafer gave  
4 interviews five minutes after it was done to local  
5 news and national news. I mean, there were more  
6 reporters in the room then there were people  
7 affiliated with the GOP. I don't know if that is a  
8 factual statement, excuse me, but there were  
9 multiple reporters, you know?

10 Q So through November and December, you  
11 have what we've seen as a number of communications  
12 directly with Eric Chaney and Misty Hampton about  
13 concerns regarding the reliability of the Dominion  
14 Voting System at the same time you're organizing a  
15 slate of alternate electors for the end result of  
16 having Donald Trump win the election. And you flew  
17 down to Douglas and gathered up declarants for a  
18 lawsuit that was filed in Coffee County, which is  
19 then voluntarily dismissed on January 7th. And  
20 Mr. Chaney sends your personal number to  
21 Ms. Hampton the night of the breach.

22 And your testimony today under oath



1 is that you have no idea why he did that and you  
2 have no knowledge of the events of the breach until  
3 it somehow was uncovered in this case?

4 A Well --

5 MR. TYSON: Object to form.

6 You can answer if you can.

7 THE WITNESS: Well, I wouldn't agree  
8 with your characterization. I didn't have any  
9 knowledge of the breach -- or, excuse me,  
10 unauthorized access. But, you know, every election  
11 board member reached out to me. I sifted through  
12 calls all day and all night, vetting various  
13 theories people had. And I only had a number of  
14 hours in the day to indulge with that.

15 And at the end of the day, I was  
16 asked to help with this. David Shafer signed  
17 off, the lawyers signed off. It took four hours  
18 of my day. And at that time, I was worried about  
19 my job security for the runoff. And so I said,  
20 "Sure, the legalese sounds good. I trust Ray."

21 But as far as Misty and Eric Chaney  
22 go, I mean, I engaged in some correspondence, you

1 know, two to three e-mails or phone calls. But  
2 they did nothing. They offered me personally no  
3 value because they couldn't get me poll watchers.  
4 Coffee County isn't a high-priority target. I'm  
5 focused on Fulton and Gwinnett.

6 And yeah, I mean, going into the  
7 runoff, I had no interest in Coffee County. It  
8 was like -- you know, I think the Still V.  
9 Raffensperger suit was -- I think what they were  
10 still asking for related to the runoff.

11 BY MR. CROSS:

12 Q Going into the runoff, you had no  
13 interest in Coffee County apart from getting on a  
14 flight and spending two days down there finding  
15 declarants for a lawsuit?

16 A If it helped in the runoff. Alex is  
17 a good lawyer, but he's not -- I mean, he's -- I  
18 have thoughts on him personally, but -- at this  
19 point. But I think he's a good lawyer. I think he  
20 has a good head on his shoulders. I think he saw  
21 this is our weak point.

22 Part of the whole job of EDO is to

1 identify weak points in the system and find ways to  
2 correct them. I thought he saw that as a, you  
3 know, weak point in the system that would help get  
4 us some sort of relief for the runoff. That's my  
5 understanding of the lawsuit at least.

6 Q Sure.

7 How was the Shawn Still lawsuit going  
8 to help the runoff?

9 A I'm not really sure, but I think that  
10 was one of the things they asked for, was like  
11 continued relief. You know, maybe something with  
12 the way votes are processed or absentee voting.  
13 I'm really not versed on the lawsuit.

14 But there was kind of a quiet move to  
15 the runoff by a lot of people because Trump v.  
16 Raffensperger was out there. If it got moved on by  
17 a judge, there may be something that happens there.  
18 But you can't spend your time focused on the past  
19 when you have a runoff coming up in three weeks.

20 Q So you were hired into the  
21 Secretary's office in February of 2021, right?

22 A That's correct.

1 Q What day?

2 A Probably the 1st, if I had to guess.

3 Q Okay. So you were hired into the  
4 Secretary's office almost immediately after  
5 individuals went into Coffee County and gained  
6 unauthorized access to the voting equipment there,  
7 right?

8 MR. TYSON: I'll object to form.

9 You can answer.

10 THE WITNESS: I've never made that  
11 connection, but, you know, sure. You know, maybe I  
12 was hired after people ransacked the Capitol. I  
13 was hired after a guy went through a stop sign. I  
14 mean, there's a lot of -- I was looking for a new  
15 job.

16 BY MR. CROSS:

17 Q Did anyone who ransacked the Capitol,  
18 to your knowledge, send your personal cellphone  
19 number to others who ransacked the Capitol in the  
20 way that Mr. Chaney and Ms. Hampton did on the day  
21 of the breach?

22 MR. TYSON: I'll object to form.

1                   You can answer.

2                   THE WITNESS: I'm not aware of that.

3                   I don't know anyone personally that did.

4                   BY MR. CROSS:

5                   Q       And roughly when did -- when did you  
6                   first learn that there had been an allegation of  
7                   unauthorized access in Coffee County?

8                   A       I think when Marilyn Marks released  
9                   the transcript a year after it happened.

10                  Q       You mean an audio recording?

11                  A       I'm not sure, but it came up on my  
12                  radar, you know, I guess sometime in the spring.

13                  Q       And then you were promoted to  
14                  communications director in the office in June of  
15                  this year, right?

16                  A       Yeah.

17                  Q       That's still your role today?

18                  A       Yes.

19                  Q       Have you listened to the audio call  
20                  between Ms. Marks and Mr. Hall?

21                  A       I may have. Yeah, I may have. I'm  
22                  familiar with, like, what he said.

1                   Q       You said -- are you familiar with  
2       Mr. Hall, but you never had -- sorry, strike that.

3                               You had some communications with  
4       Scott Hall?

5                   A       He called me one time. You know, I  
6       know he's a bail bondsman. I thought he was a  
7       little, shall I say, excited.

8                   Q       But you had never spoken to him about  
9       any events in Coffee County?

10                  A       No.

11                  Q       Let me hand you --

12                               MR. CROSS: Where are we at?

13                               MR. TYSON: 16.

14                               MR. CROSS: Thank you.

15                               (Sinners Deposition Exhibit Number 16  
16       marked for identification.)

17       BY MR. CROSS:

18                  Q       Let me hand you Exhibit 16. This is  
19       a declaration that was filed by Ryan Germany in our  
20       case. Have you seen this before?

21                  A       I have not.

22                  Q       But you obviously know Ryan Germany,

1 right?

2 A I do.

3 Q He's general counsel in the  
4 Secretary's office?

5 A He's a wonderful man.

6 Q Do you work with him regularly?

7 A Yeah.

8 Q If you look at -- well, let me ask  
9 you, based on the communications you had with Scott  
10 Hall, you said he was excited. What did you mean?

11 A Well, I mean, when a guy who says  
12 he's a bail bondsman calls you and says essentially  
13 the same thing you've been hearing from multiple  
14 sources of disinformation that, you know, there's  
15 these huge concerns and -- you know, for the  
16 purpose of this deposition, you know, the things  
17 equivalent to Venezuela and China and North Korea  
18 and, you know, Henry Fonda broke into the voting  
19 machines through satellites, you're just kind of  
20 like, "Okay, well, nice to speak with you."

21 Q Is it fair to say he sounded crazy?

22 A Yeah.

1 Q He certainly did not sound credible?

2 A He did not sound like somebody that  
3 would provide me value in my role.

4 Q Your understanding of the call  
5 between Ms. Hall -- I'm sorry, Mr. Hall and  
6 Ms. Marks, is it your understanding -- what is your  
7 understanding of how long that call was?

8 A No idea.

9 Q Do you have any understanding of --  
10 of how much of that call was focused on Mr. Hall's  
11 allegations about Coffee County?

12 A No idea.

13 Q Okay. You mentioned that Ms. Marks  
14 didn't produce it for a year. Take a look at  
15 Mr. Germany's declaration if you would. And go to  
16 paragraph ten.

17 A Okay.

18 Q And you'll see here, Mr. Germany  
19 points out that after the 2020 presidential  
20 election, Scott Hall made a number of allegations  
21 about the administration of elections in Georgia.

22 Do you see that?



1                   A       Okay.

2                   Q       And then he details some of those in  
3 paragraphs 11 and 12, some of which overlaps with  
4 kind of some of the crazy stuff that you were  
5 saying that you dealt with, right?

6                   A       Okay.

7                   Q       So if you look at paragraph 14, even  
8 on this call between Mr. Hall and Ms. Marks,  
9 Mr. Germany points out in this declaration Mr. Hall  
10 made some pretty outrageous claims involving  
11 Nigerians?

12                  A       Yeah. That rings a bell. Yeah, I  
13 think he was talking about Gypsies.

14                  Q       He talked about a Hispanic lady who  
15 disappeared. Do you see that in paragraph 15?

16                  A       Right, disappeared. She probably  
17 went on a lunch break.

18                  Q       And then if you come to paragraph 18,  
19 Mr. Germany himself points out, "The total time  
20 where Coffee County is being discussed in this one  
21 hour, 22 minute call and 55 seconds, constitutes  
22 about three minutes."

1 Do you see that?

2 A Uh-huh. Yeah. Sure.

3 Q Were you aware before today that in  
4 this call that lasted nearly an hour and a half in  
5 which Mr. Hall said all sorts of things that were,  
6 fair to say, crazy, that only three minutes related  
7 to Coffee County?

8 A Sure. I mean -- or was I aware  
9 before? I haven't really given it much  
10 consideration.

11 Q If you look at paragraph 19,  
12 Mr. Germany states here under oath, "The  
13 Secretary's office was not on notice about  
14 Mr. Hall's allegations until receiving the  
15 recording."

16 Do you see that?

17 A Sure.

18 Q And he indicates that recording he  
19 received in March of 2022. Do you see that in the  
20 same paragraph?

21 A Yeah.

22 Q Okay. Now, as the director of

1           communications at the Secretary's office, you  
2           worked directly with Secretary Raffensperger and  
3           others on the public communications, right?

4                   A       Yes.

5                   Q       That includes things like press  
6           interviews?

7                   A       Yeah.

8                   Q       In fact, Secretary Raffensperger just  
9           recently gave a relatively lengthy press interview  
10          somewhere north of 15 minutes with a local TV  
11          station, did he not?

12                  A       Yeah. And that was done through the  
13          campaign.

14                  Q       I'm sorry. What does that mean?

15                  A       I did not coordinate that, nor did  
16          anyone in the office, and -- yeah, that was through  
17          the campaign.

18                  Q       Meaning his reelection campaign for  
19          Secretary of State?

20                  A       Yes.

21                  Q       All right. Did you or anyone else in  
22          the Secretary's office involved -- who has

1 responsibility for communications, to your  
2 knowledge, were they aware that was going to  
3 happen?

4 A We were not aware.

5 Q Have you listened to that interview?

6 A Yes.

7 Q What Secretary Raffensperger reports  
8 about the investigation in Coffee County and what  
9 his office knew was dramatically different than  
10 what Ryan Germany testified in his declaration. Is  
11 that fair?

12 MR. TYSON: I'll object to form.

13 You can answer if you can.

14 THE WITNESS: I will simply state  
15 that there was an agreement shortly after that the  
16 Secretary was not properly briefed.

17 BY MR. CROSS:

18 Q What does that mean?

19 A He was not properly briefed.

20 Q By whom?

21 A By the office.

22 Q His office?

1 A Yes.

2 Q Not properly briefed on what?

3 A I'd say the circumstances of this  
4 issue.

5 Q Meaning the -- the unauthorized  
6 access in Coffee County?

7 A There were multiple parts of that  
8 interview, and it is my personal belief that for an  
9 interview that touches on multiple issues such as  
10 that, there needs to be more thorough briefings  
11 beforehand done by the official office.

12 Q When you say he was not properly  
13 briefed on this issue, what is "this issue"? What  
14 did you mean?

15 A Sure.

16 Coffee County election equipment,  
17 there seemed to be some things in that interview  
18 that didn't line up with the message that the  
19 official office was coordinating.

20 Q And what do you mean by that?

21 A I think he -- I think he's off on  
22 some dates, and I think it can throw people off.

1 And I think in future interviews there needs to be  
2 more of a -- more coordination, shall we say, if  
3 the campaign wants to pursue media opportunities.

4 Q Why would the Secretary need a  
5 briefing in particular on the events of Coffee  
6 County, the unauthorized access, for a press  
7 interview?

8 MR. TYSON: I'll object to form.

9 You can answer if you know.

10 BY MR. CROSS:

11 Q You said he wasn't properly briefed.  
12 Why did he need any additional briefing beyond what  
13 he had?

14 A I think there was some dates that  
15 were wrong, and I think he could have confused some  
16 people. I don't think he had any intention to, but  
17 I think he -- this issue as the, shall we say,  
18 media event has just risen over the past week or  
19 so, or two weeks or so, and I feel like he probably  
20 didn't have the most accurate and up-to-date  
21 information.

22 Q Fair to say as the Secretary's

1 office -- as his lawyers have said in this case,  
2 the issue of unauthorized access in Coffee County  
3 is a very serious issue?

4 A It's very serious, absolutely.

5 Q So help me understand why the  
6 Secretary would need a briefing on that to do a  
7 press interview instead of just knowing the basic  
8 facts of what happened and when on something that  
9 serious that he's responsible for.

10 MR. TYSON: I'll object to form.

11 You can answer if you can.

12 THE WITNESS: He is not in court  
13 litigating the case. He wasn't there in Coffee  
14 County. I think any elected official has staff  
15 provide them information and updates and the  
16 interview kind of came out of nowhere, and, you  
17 know, we want -- it seems to be this has -- the  
18 information is leaking every day. Why not, you  
19 know, have a little -- make sure -- make sure  
20 everybody's on the same page. You do that in any  
21 organization.

22 BY MR. CROSS:

1                   Q       All right. Let me hand you -- I  
2       think we are at Exhibit 17.

3                               (Sinners Deposition Exhibit Number 17  
4                   marked for identification.)

5       BY MR. CROSS:

6                   Q       So this is an article that the  
7       station released along with the interview. And you  
8       can see where the two interview segments were  
9       embedded. It's entitled, "Raffensperger: Coffee  
10      County Probe Stalled Because Local Officials Lied."

11                              Do you see that?

12                  A       Sure.

13                  Q       And so you've watched the video?

14                  A       Yes.

15                  Q       Okay. And I will go ahead and hand  
16      you this to make it easy.

17                              (Sinners Deposition Exhibit Number 18  
18                   marked for identification.)

19      BY MR. CROSS:

20                  Q       All right. This is going to be 18.  
21      So we made transcripts of two interviews just so we  
22      wouldn't have to deal with the video today. But



1 the first one I'm going to give you is Exhibit 18.  
2 And that one is entitled, "Raffensperger: Coffee  
3 County Probe Stalled Because Local Officials Lied."

4 And then the second --

5 MR. TYSON: Do you know who made the  
6 transcripts?

7 MR. CROSS: What's that?

8 MR. TYSON: Do you know who made the  
9 transcripts?

10 MR. CROSS: We did.

11 MR. TYSON: Okay. We?

12 MR. CROSS: Our team, across the two  
13 Plaintiff groups.

14 BY MR. CROSS:

15 Q And then Exhibit 19 is entitled,  
16 "Questions Raised in Timeline of State Response to  
17 Coffee County Breach."

18 (Sinners Deposition Exhibit Number 19  
19 marked for identification.)

20 BY MR. CROSS:

21 Q Oh, I'm sorry.

22 And that, my understanding, is the

1 transcript of the full -- what the station has  
2 released is the full interview. I'll just give you  
3 those for reference --

4 A Sure.

5 Q -- since we don't have the videos to  
6 play.

7 MR. TYSON: Are we going to watch the  
8 full video the station released or just the clips,  
9 because those are two different things?

10 MR. CROSS: So Exhibit 18 is from the  
11 shorter clip that they played, and it's -- if you  
12 look on Exhibit 17, my understanding is it's that  
13 short clip that's at the top of the article.

14 MR. TYSON: Uh-huh.

15 MR. CROSS: My team will tell me if I  
16 have that wrong, but my understanding is that's  
17 just the short excerpt that they originally  
18 released. And then 19 is the full -- what they  
19 characterized as the full interview, which is about  
20 16 minutes. That was originally embedded at the  
21 end of Exhibit 17. It was pulled down at the  
22 direction of the Secretary's office, according to

1 the station, and then it came back up again in an  
2 article that I will give you guys.

3 (Sinners Deposition Exhibit Number 20  
4 marked for identification.)

5 MR. CROSS: This will be Exhibit 20,  
6 I think.

7 MS. CINO: Uh-huh.

8 MR. CROSS: This is the article that  
9 has the same title as the second longer transcript  
10 I gave you, which is Exhibit 19. And that now has  
11 what the station has said is the original full  
12 interview. So there's two different articles that  
13 have come out about this interview, and we've  
14 created a transcript of each --

15 MR. TYSON: Okay.

16 MR. CROSS: -- based on listening to  
17 it.

18 MR. TYSON: Just so I'm clear, 19 is  
19 the transcript of what's posted on 20?

20 MR. CROSS: Uh-huh. Yes.

21 MR. TYSON: Okay. And we confirmed  
22 that Mr. Sinners has watched that video?

1 MR. CROSS: Well, that's why I was  
2 going to --

3 MR. TYSON: Okay.

4 MR. CROSS: -- sort of walk through  
5 this.

6 MR. TYSON: Okay.

7 BY MR. CROSS:

8 Q All right. So, Mr. Sinners, grab  
9 Exhibit 17 if you would. That's the one that's got  
10 the red video on the cover.

11 A Sure.

12 Q Have you watched sort of the shorter  
13 clip that ran live, it's a couple of minutes, two-  
14 or three-minutes long, of Doug Richards doing an  
15 interview of Secretary Raffensperger where he talks  
16 about the Coffee County issue?

17 A I think I watched the -- the full  
18 interview.

19 Q Okay. And so that would be, if you  
20 look -- have you seen this article, which is  
21 Exhibit 20, "Questions Raised in Timeline of State  
22 Response to Coffee County Breach"?

1                   A       I may have. I mean there's so many  
2       of them.

3                   Q       Okay. But the longer interview,  
4       which runs about 16 minutes, you -- you recall  
5       watching that?

6                   A       Yeah.

7                   Q       Okay. If you -- grab Exhibit 18 if  
8       you would.

9                   A       Is that this?

10                  Q       That's the shorter transcript.

11                  A       Okay.

12                           MR. TYSON: This one? The other  
13       one -- the one -- yeah.

14       BY MR. CROSS:

15                  Q       And if you want it for reference, you  
16       can also look at Exhibit 17 at the same time since  
17       they kind of go together. But what Secretary  
18       Raffensperger said in this interview just recently  
19       was that the investigation into the unauthorized  
20       access in Coffee County began almost immediately  
21       after the breach, right?

22                  A       Sure. And I think that was a little

1           twisted. There were, to my knowledge, three active  
2           investigations into Coffee County at that time, and  
3           I think he might have been getting those wires  
4           crossed.

5                   Q       So let's -- let's talk through that,  
6           because he -- Secretary Raffensperger is very  
7           specific in this interview about steps that were  
8           taken, even to the level of saying that his  
9           investigators interviewed Misty Hampton, the former  
10          election director, right?

11                  A       I'm sure they did, yeah. I mean,  
12          she's the election director and you have three  
13          active investigations at that time. I'm sure at  
14          some point that she was investigated. I'm not  
15          sure, because I don't know, but that seems logical.

16                  Q       Why does that seem logical?

17                  A       Because she's the elections director.  
18          If you have three SEV cases, you probably talk to  
19          the elections director.

20                  Q       So let's break that down. When you  
21          say three active cases, what are you talking about?

22                  A       There was one with a person who did

1 not receive an absentee ballot. There was another  
2 one regarding to their -- you know, discrepancy  
3 they had in the recount, you know, their failure to  
4 certify, and then there was another one. I'm not  
5 really sure what that one was off the top of my  
6 head, but there were three active investigations  
7 into Coffee County, from what I understand.

8 Q Okay. But what Secretary  
9 Raffensperger was talking about was specifically  
10 the issue of unauthorized access that has come to  
11 light in Coffee County, right?

12 A Yeah. And I believe he was incorrect  
13 in his statement.

14 Q Okay. So when he said, "Our  
15 investigators went down there, the former -- she's  
16 now the former election director, she did not  
17 provide truthful statements to us," you're saying  
18 he was just confused, that no one from the  
19 Secretary's office has actually spoken to her  
20 about --

21 A I have no idea.

22 Q Okay. Well, then what's the basis

1           for saying that he wasn't properly prepped and what  
2           he said there is wrong?

3                           What he says --

4                   A        I -- I do not know. My belief is  
5                   that no one in our office knew about, you know, any  
6                   of this idea until this phone call was released. I  
7                   didn't. I mean, frankly, I think you would have to  
8                   ask them. You know, I was not in the  
9                   communications role prior to June. I had some  
10                  input because I do have a background in  
11                  communications. But this was not an issue that I  
12                  was actively following up until, you know, a couple  
13                  of weeks ago.

14                  Q        But it's an issue that you have been  
15                  very active on with the press, including drafting  
16                  the responses to the press for the Secretary's  
17                  office, right?

18                  A        Initially, yeah.

19                  Q        When you say "initially," did that  
20                  change?

21                  A        Yeah, because you guys subpoenaed me  
22                  and I didn't want to be involved in it.



1                   Q       Okay. I was going to ask you about  
2                   that, because we noticed that those communications  
3                   to the press on this issue are now being handled by  
4                   someone else. And that's because of your  
5                   involvement in this case?

6                   A       Yeah, that wasn't their decision,  
7                   that was mine. The first rule in communications is  
8                   don't get your emotions involved in something  
9                   you're communicating about.

10                  Q       So if you look back at Exhibit 18,  
11                  Mr. Richards asks a very specific question --

12                  A       Which is Exhibit 18?

13                  Q       Sorry. It's the -- it's one page.

14                  A       One page.

15                  Q       If you want to write the numbers on  
16                  them, that might be easier.

17                  A       Yeah.

18                  Q       Normally we would have stickers, but  
19                  we're --

20                           All right. So if you look at the  
21                   shorter transcript, Mr. Richards asks a very  
22                   specific question, "At that time and the time of

1 the breach, the investigators had not seen the  
2 surveillance video" -- sorry, strike that. Let me  
3 get the whole context.

4 "Secretary Raffensperger says our  
5 investigators went down there. The former election  
6 director, she did not provide truthful statements  
7 to us."

8 Mr. Richards follows up, "At that  
9 time, investigators had not seen the surveillance  
10 video of Coffee County officials allowed into the  
11 secured election office. Operatives connected to  
12 former Donald Trump attorney Sidney Powell,  
13 allowing them to access the county's computerized  
14 election equipment."

15 "Secretary Raffensperger responds in  
16 part" -- because this is the shorter video -- "Did  
17 not speak truthfully and so we were not aware of  
18 some of these components until a little bit later.  
19 Then when their new election director had been  
20 hired, that's when we found out that her passwords  
21 had been shared with an outside company."

22 Do you see that?

1 A Sure.

2 Q What's he talking about?

3 A I guess that posting on the, you  
4 know, video of the password of the EMS.

5 Q But you don't -- I don't want you to  
6 guess. You don't know what he's talking about?

7 A "When their new election director had  
8 been hired, that's when we found out the password  
9 had been shared with an outside company."

10 Yeah, I mean, I'm -- my understanding  
11 is that Misty posted the passwords on a YouTube  
12 video.

13 Q But that means late in December of  
14 2020. And, in fact, there was a meeting with Misty  
15 Hampton in the elections office about that, right?

16 A I guess.

17 Q Okay.

18 A I don't know.

19 Q So he's not talking about that  
20 because he says, "We found out later after there  
21 was a new elections director that her passwords had  
22 been shared with an outside company."

1                               So you just don't know what he's  
2                               referring to?

3                               A           No.

4                               Q           Okay. So let's look at Exhibit 21.

5                               A           "Passwords had been shared with an  
6                               outside," yeah.

7                               Q           All right. So have you seen  
8                               Exhibit 21 before?

9                               MR. CROSS: And this is tab 17.

10                              THE WITNESS: I think I've seen this  
11                              at some point, yeah. It's when they switched out  
12                              the e-mail.

13                              (Sinners Deposition Exhibit Number 21  
14                              marked for identification.)

15                              BY MR. CROSS:

16                              Q           Right.

17                              So if you take a look at the second  
18                              page -- really the third page of Exhibit 21, you'll  
19                              see it's an e-mail from James Barnes to Chris  
20                              Harvey on May 7th of 2021. Do you see that?

21                              A           Sure.

22                              Q           The subject line is "Coffee County."

1 Do you see that?

2 A Sure.

3 Q And you're aware at this time Chris  
4 Harvey was still the State Elections Director?

5 A Yes.

6 Q And there's an attachment that says,  
7 "Cyber Ninja." Do you see that?

8 A Uh-huh.

9 Q And if you look at the next page,  
10 you'll see that's the attachment that Mr. Barnes  
11 sent to Mr. Harvey, and it's Doug Logan's Cyber  
12 Ninjas business card.

13 Do you see that?

14 A Uh-huh.

15 Q And here Mr. Barnes informed Chris  
16 Harvey, "The Dominion e-mail today pertaining to  
17 Cyber Ninjas was alarming to me. When I took over  
18 the Coffee County office, the attached business  
19 card was at the base of Misty Hayes' computer  
20 monitor."

21 Do you see that?

22 A Sure.

1                   Q       You're aware Ms. Hampton is sometimes  
2       called Misty Hayes?

3                   A       Hayes, Martin, all sorts of things.

4                   Q       All right. Mr. Barnes then goes on,  
5       "I thought nothing of it until I heard about the  
6       situation in Arizona with the DoJ. If she did not  
7       use them, she was at the very least in contact."

8                             Do you see that?

9                   A       Yep.

10                  Q       Now, if you come to the first page of  
11       Exhibit 21, you'll see that Chris Harvey --

12                  A       Sure.

13                  Q       -- responds. He says, "Thanks for  
14       sending this. I think it might be prudent to see  
15       if there's been any contact between the person on  
16       the card and anyone in your office and/or if they  
17       have had any access to any of your equipment."

18                  A       Sure.

19                  Q       Do you see that?

20                             Mr. Harvey adds Frances Watson, who  
21       was the head of the investigative unit at the time,  
22       right?

1 A Yeah.

2 Q He adds Michael Barnes who was, and  
3 still is, the head of CVS?

4 A Uh-huh.

5 MR. BROWN: I'm sorry. You need to  
6 say yes.

7 THE WITNESS: Yes.

8 BY MR. CROSS:

9 Q And then Ms. Watson forwards this  
10 e-mail on to someone in the Secretary's office  
11 named Pamela Jones, the same day. Do you see that?

12 A I see -- yeah, I see that.

13 Q And Ms. Watson says to Ms. Jones,  
14 "Can you contact the County and verify what, if  
15 any, contacts Cyber Ninjas had with any election  
16 equipment?"

17 Do you see that?

18 A Yes.

19 Q Now, if you look back at the  
20 interview Secretary Raffensperger gave, when he  
21 says that it was only after they interviewed  
22 Ms. Hampton, who he says was not truthful about

1           what had occurred, it was only later that they  
2           learned -- in his words, "That's when we found out  
3           that her passwords had been shared with an outside  
4           company."

5                       What he's talking about is the alert  
6           that they received from James Barnes in May, right?

7                       MR. TYSON: I'll object to form. I  
8           think he's already testified that he didn't know  
9           about this interview.

10                      But you can answer again.

11                      THE WITNESS: Can you repeat the  
12           question?

13           BY MR. CROSS:

14                      Q       Sure.

15                      When Secretary Raffensperger said  
16           publicly --

17                      A       Yeah.

18                      Q       -- that they only found out that  
19           Ms. Hampton had shared her passwords with an  
20           outside company after his office had interviewed  
21           her, which he said occurred shortly after the  
22           original breach --



1                   A       Okay.

2                   Q       -- what he's talking about is the  
3 alert that James Barnes sent his office in May of  
4 2021, or do you just not know?

5                   MR. TYSON: I'll object to form.

6                   Answer if you know.

7                   THE WITNESS: I mean, I think this  
8 might have to do with them replacing the EMS, just  
9 as a precautionary measure. I mean, this -- to me,  
10 a business card doesn't show proof that systems are  
11 compromised. So I think that was a precautionary  
12 measure.

13 BY MR. CROSS:

14                  Q       Well, essentially where I'm going,  
15 which is what is the basis for the Secretary's  
16 understanding that his office learned that Misty  
17 Hampton had shared her passwords for the voting  
18 system with an outside company? What's the basis  
19 for that?

20                  MR. TYSON: Object to form.

21                  You can answer if you know.

22                  THE WITNESS: The basis? I mean, she

1 put them out on the internet, you know?

2 BY MR. CROSS:

3 Q No, that's not what we're talking  
4 about.

5 A I -- I don't know.

6 Q You just don't know.

7 A What is the basis?

8 Q Yeah, of what he said.

9 A I don't know.

10 Q Okay.

11 A I mean, I -- I assume that this would  
12 be a precautionary. You know, Cyber Ninjas had  
13 some sort of contact with them, replace the EMS.

14 Q Are you aware that the Secretary's  
15 office has said that the password stopped working  
16 on the EMS server in Coffee County at some point by  
17 the time Mr. Barnes had taken over in the spring of  
18 2021?

19 MR. TYSON: I'll object to form.

20 You can answer.

21 THE WITNESS: I thought Michael

22 Barnes was --

1 MR. TYSON: Just answer.

2 BY MR. CROSS:

3 Q James Barnes. Sorry. When James  
4 Barnes took over as elections supervisor.

5 MR. TYSON: Same objection.

6 THE WITNESS: I've heard that.

7 BY MR. CROSS:

8 Q You were a director of communications  
9 in the office, right?

10 A Now I am.

11 Q Okay. Who do you report to?

12 A Gabriel Sterling.

13 Q So you are so senior that you report  
14 directly to Gabriel Sterling, who is, what, the  
15 chief operating officer?

16 A He is interim deputy chief of staff.

17 Q And so he reports directly to  
18 Secretary Raffensperger?

19 A Yes.

20 Q So you are so senior in  
21 communications that you are only one level removed  
22 from Secretary Raffensperger?

1                   A       There are six people that work in the  
2       front office.

3                   Q       Is my question -- is the answer to my  
4       question yes?

5                             There's only one --

6                   A       So senior --

7                   Q       There's only one --

8                   A       I'm the communications director.

9                   Q       And there's only one person between  
10       you and Secretary Raffensperger in your reporting  
11       chain, right?

12                  A       I would think that's accurate.

13                  Q       Okay. Is there anyone senior to you  
14       in communications, someone you report to  
15       specifically for communications?

16                  A       No.

17                  Q       Okay. And --

18                  A       Well, Ryan, Ryan Germany.

19                  Q       As general counsel?

20                  A       Yeah.

21                  Q       Okay. And is it my understanding  
22       that as the most senior communications official in

1 the Secretary's office, as you sit here, you have  
2 no idea what the Secretary was talking about in  
3 this interview when he gave a timeline in very  
4 specific details that are at significant odds with  
5 what Ryan Germany swore in court and what his  
6 lawyers have said?

7 A I am not --

8 MR. TYSON: I will object to form. I  
9 think he's already made it clear what his knowledge  
10 is here.

11 But you can answer it if you can.

12 THE WITNESS: I am not sure of the  
13 timeline. Yeah, I'm not sure of the timeline.

14 BY MR. CROSS:

15 Q So until very recently, you were one  
16 of the people -- one of the principal people tasked  
17 with handling communications for the office on this  
18 issue, right?

19 A I would disagree with that  
20 assessment.

21 Q Well, we can go through the  
22 documents.

1           A       Yeah, I -- the initial response, I  
2       helped draft, and then within hours or days, it  
3       seemed, I found out through the AJC that I had  
4       received a subpoena in this matter. And so judging  
5       by the way that this whole, shall we just say, 2020  
6       election is still part of my life, I thought it  
7       would be best to let our voting public information  
8       officer handle these issues.

9           Q       Okay. But even into late August, you  
10      were still handling press inquiries for the  
11      Secretary's office on the issue of unauthorized  
12      access in Coffee County, right?

13          A       I don't believe in that assessment,  
14      because you're saying even until -- this didn't  
15      become an issue until like a month ago. So maybe  
16      right out of the gate, you know, for a couple of  
17      weeks. I mean, I still see what's being made, but  
18      I'm not, I would say, the primary point of contact.

19          Q       I get you're not the primary point of  
20      contact today, but you were handling communications  
21      for the Secretary's office on this specific issue  
22      for a period of time, including in -- in August,

1 right?

2 A A little bit, yeah.

3 Q Okay. And is it my understanding  
4 that it wasn't important to you to figure out the  
5 timeline and the specific events of what actually  
6 occurred in Coffee County to handle those  
7 communications?

8 MR. TYSON: I'll object to form.

9 THE WITNESS: I don't believe my  
10 involvement encompassed enough of a time to really  
11 figure that out. I'm not really aware of a full  
12 timeline, yeah.

13 BY MR. CROSS:

14 Q Grab Exhibit 19 if you would. That's  
15 the longer transcript that says, "Questions Raised"  
16 at the top. And you're welcome to grab the article  
17 that goes with it if you'd like. In fact, start  
18 with the article, which is Exhibit 20. Maybe put  
19 them side by side.

20 A This?

21 Q Yeah, put those two together.

22 A Okay.

1                   Q       We see here the same local station  
2                   that Secretary Raffensperger gave this interview  
3                   with has now released a follow-up article entitled,  
4                   "Questions Raised in Timeline of State Response to  
5                   Coffee County Breach."

6                               Do you see that?

7                   A       Yep.

8                   Q       And it indicates, if you look at the  
9                   second paragraph, "Last Thursday, 11Alive's Doug  
10                  Richards interviewed Secretary Raffensperger and  
11                  asked him on camera when he first learned about the  
12                  breach. Raffensperger initially answered January  
13                  of 2021, but within minutes of answering, an aide  
14                  to Raffensperger corrected the Secretary of State's  
15                  response off camera and offered May of 2021 as the  
16                  correct date."

17                              Do you see that?

18                  A       Yep.

19                  Q       As the director of communications,  
20                  and one of the most senior officials in his office,  
21                  do you know what the exact date is? What's the  
22                  correct date when his office first learned of



1           allegations of unauthorized access in Coffee  
2           County?

3                       MR. TYSON: I'll object to the form.  
4           He's not here as a 30(b)(6), David. If he knows  
5           the answer, he can --

6                       MR. CROSS: Bryan, I've been patient.  
7           You can object to form and that's the end of it.  
8           No speaking objections, please.

9                       THE WITNESS: I do not know right  
10          now.

11          BY MR. CROSS:

12                      Q       Okay. Then if you look another  
13          paragraph down at the bottom, you'll see it says,  
14          "However on Friday, the representative with the  
15          Secretary of State's office clarified that the  
16          office did not know about or begin investigating  
17          Coffee County until July 2022."

18                      A       Sure.

19                      Q       So according to the journalist with  
20          whom Secretary Raffensperger felt comfortable with  
21          giving an interview, his office has given three  
22          different dates on when it first learned about the

1 breach in Coffee County.

2 A Okay.

3 Q As the director of communications,  
4 you can't offer any insight into what the right  
5 date is?

6 MR. TYSON: I'll object to form  
7 again.

8 THE WITNESS: I have essentially  
9 recused myself from this because, you know, I'm  
10 here right now. I'm not clearheaded about it.  
11 And, frankly, I think there's better things for our  
12 office, as a communications plan, to be moving  
13 forward, such as voter information, giving people  
14 access to ballots, communicating with the public,  
15 highlighting events he's going to. That's been my  
16 focus the past couple of weeks.

17 BY MR. CROSS:

18 Q Better things than understanding when  
19 bad actors breached the voting system and when the  
20 Secretary's office knew of that?

21 What could be more important than  
22 that to voters?

1 MR. TYSON: I'll object to form.

2 THE WITNESS: I think a lot of things  
3 because the voting systems in Coffee County have  
4 been replaced. The systems are secure. It's a  
5 good voting system. And I think voters are more  
6 interested in how they want to cast their ballot,  
7 via absentee, in person, or by mail.

8 BY MR. CROSS:

9 Q So if you wanted to know what  
10 Secretary Raffensperger was talking about in this  
11 interview, who would you ask?

12 A Who would I ask?

13 Q Yeah.

14 A I believe the Secretary.

15 Q Now, if you --

16 A I mean, it's hard to accurately  
17 respond to some of these when reporters call you  
18 out of the blue about this saying they've gotten  
19 documents from some individual and they're writing  
20 a story with an hour deadline, you know?

21 Q No, I understand that, but this  
22 wasn't out of the blue. This is an interview that

1 Secretary Raffensperger --

2 A It --

3 Q -- set up -- hold on -- set up, and  
4 presumably did some kind of preparation for.

5 A For the official office, this was out  
6 of the blue.

7 Q So if you were to get a request from  
8 the press today on when the Secretary's office  
9 first learned of the breach in Coffee County, you  
10 would have no answer? You just don't know?

11 A I just don't know.

12 Q If you wanted to know, who would you  
13 ask?

14 A Probably Ryan.

15 Q Ryan Germany?

16 A Yeah.

17 Q As you sit here, you don't know why  
18 Secretary Raffensperger gave a very different set  
19 of facts on this issue than Mr. Germany did in his  
20 declaration? You just don't know one way or the  
21 other?

22 A I don't know one way or the other.

1                   Q       And as you sit here, you also don't  
2       know which one of those -- since you don't know one  
3       way or the other why that is, you don't know which  
4       one of those accounts is accurate?

5                   A       No.

6                   Q       Okay. And you mentioned a moment ago  
7       that the Coffee County voting system has been  
8       replaced. What's the basis for that understanding?

9                   A       That -- I mean the basis for that  
10      understanding is that the Coffee County voting  
11      system has been replaced. I mean, all components  
12      of it, it seems, have been replaced. You know, I  
13      think a hundred BMDs and poll pads and -- yeah.

14                  Q       The EMS server and the ICC were  
15      replaced in the summer of 2021, right?

16                  A       Yeah.

17                  Q       And there have been at least three  
18      elections in Coffee County since then, correct?

19                  A       Yeah.

20                  Q       And all of the equipment used in  
21      those three elections, other than the EMS server  
22      and the ICC, all the equipment and devices are the

1 same ones that the SullivanStrickler team, Jeff  
2 Lindberg, Doug Logan, and others, had access to in  
3 January of 2021, right?

4 MR. TYSON: I'll object to form.

5 THE WITNESS: I -- I don't know.

6 BY MR. CROSS:

7 Q Have you seen the surveillance video  
8 from Coffee County that shows Scott Hall, Jeff  
9 Lindberg, Doug Logan, and others, the  
10 SullivanStrickler team, accessing and copying that  
11 equipment?

12 A I've seen, you know, the clips and  
13 articles.

14 Q Have you seen any of the photos that  
15 Paul Maggio produced showing all the many thumb  
16 drives and CompactFlash and other devices,  
17 including poll pads, that they copied?

18 A No.

19 Q Okay. But just to be clear, all of  
20 the devices, all of the voting equipment that the  
21 SullivanStrickler team, Doug Logan, Scott Hall,  
22 Jeff Lindberg had access to and copied in January,

1 all of that equipment was used in three elections  
2 in Coffee County except for the EMS server and the  
3 ICC. Do you understand that?

4 MR. TYSON: I'll object to form.

5 THE WITNESS: Sure. I think it  
6 actually proves the security of the system.

7 BY MR. CROSS:

8 Q And the Secretary's office, even  
9 though -- sorry.

10 The Secretary's office has now, I  
11 think yesterday -- what's today -- on Monday  
12 replaced a lot of the election equipment, but did  
13 not replace the EMS server and the ICC. Is that  
14 right?

15 A I think because they've already been  
16 replaced is my understanding.

17 Q Right.

18 But even though the EMS server and  
19 the ICC that are there now have been used with  
20 election equipment that was breached, and that the  
21 Secretary's office concluded needed to be replaced,  
22 even though those things had been used together,

1           they kept the EMS server and the ICC in place?

2                   A       Is that --

3                           MR. TYSON: I'll object to form.

4                           THE WITNESS: Is that how it actually  
5 works?

6                           I mean, the systems are air-gapped.  
7 They're not plugged into the Wi-Fi or each other.  
8 They're -- you know, they're static systems. I  
9 wouldn't see the relevance of that, but sure,  
10 they've been used.

11 BY MR. CROSS:

12                   Q       Right.

13                           What's the basis --

14                           MR. TYSON: I'm sorry. I was going  
15 to try to catch you. It's 12:45, we're probably at  
16 a good -- I don't know how much longer you have on  
17 this line. I think we're close to probably where a  
18 lunch break makes sense.

19                           MR. CROSS: Yeah, no, I think that's  
20 right. Let me just finish this up.

21 BY MR. CROSS:

22                   Q       What's the basis for your testimony



1           that the system is air-gapped?

2                   A       Because that's my understanding -- I  
3           mean, that's my understanding of how the process  
4           worked. That's how election systems function.  
5           They are cut off from other pieces of equipment and  
6           are essentially static.

7                   I mean, I don't know the basis, but,  
8           you know, I think electronic voting machines create  
9           a user-friendly, quicker results solution for local  
10          election officials. They reduce adjudication  
11          rates, they reduce the -- the likelihood of people  
12          to make errors on their ballots.

13                  Q       Mr. Sinners, that's not my question.

14                  A       Okay.

15                  Q       You said it's air-gapped.

16                  A       Sure.

17                  Q       Okay. You understand that the way  
18          the system works, that there are -- there's  
19          removable media, thumb drives, flash drives that  
20          are plugged into internet-connected computers and  
21          they're -- those same devices are then plugged into  
22          the County and the State EMS servers? Did you know

1           that?

2                   A       I know that they're removed for  
3       reporting purposes and stuff.

4                   Q       And is your understanding that  
5       constitutes air-gapped?

6                           MR. TYSON: I'll object to form.  
7       You can answer if you know.

8                           THE WITNESS: I don't know what  
9       you're referring to.

10       BY MR. CROSS:

11                   Q       All right. Let me hand you --

12                           MR. CROSS: What are we up to, 21?

13                           MR. BROWN: Yeah.

14                           (Sinners Deposition Exhibit Number 22  
15       marked for identification.)

16       BY MR. CROSS:

17                   Q       Are you familiar with a man named  
18       Michael Shamos?

19                   A       No.

20                   Q       Michael Shamos is an election  
21       security expert that the Secretary's office  
22       retained to testify in this case in 2019. You've

1 never heard of him?

2 A I'm not familiar with him.

3 Q All right. So take a look -- this is  
4 an excerpt from his testimony from 2019.

5 A Okay.

6 Q Look at page 70.

7 A Okay.

8 Q When you look at the top, you'll see  
9 there's a discussion here about air-gapping. Do  
10 you see that?

11 "There are air gap systems." Do you  
12 see that at the top of page 70?

13 A Yeah.

14 Q If you come down to the bottom of 70  
15 at line 19, the question to him was: "So you say  
16 except for removal of media" -- "so you would  
17 consider a system" -- this is the question: "So  
18 you would consider a system where removal of  
19 media" -- it's supposed to say removable on the  
20 transcript. The court reporter got that wrong.

21 The question was: "So you would  
22 consider a system where removable media is

1 sometimes connected to an internet-facing computer  
2 and it's also connected to that standalone system,  
3 would you still consider that system air gapped?"

4 And his answer was "No."

5 A Okay.

6 Q "The systems in use for election  
7 management should never at any point in their life  
8 have ever been or ever be connected to the  
9 internet."

10 "Question: Including by removable  
11 media, that at some point it was connected to an  
12 internet-facing computer for example?

13 "That's right.

14 "Question: Why is that?

15 "Answer: Because of the possibility  
16 of infections from malware."

17 Do you understand that?

18 A Yeah, I mean --

19 Q So you weren't aware before today  
20 that the Secretary's own election security expert  
21 testified that the election system used in the  
22 state is not, as you have said, air-gapped because

1           they use removable media with internet-connected  
2           computers and then plug it in to core election  
3           components, like the EMS server? You just didn't  
4           know that?

5                       MR. TYSON: I'll object to form.

6                       THE WITNESS: That's your opinion.

7           BY MR. CROSS:

8                       Q       No, that's -- that's your boss'  
9           expert's opinion as --

10                      A       Okay.

11                      Q       -- his election security expert. Do  
12           you understand that?

13                      A       Cool.

14                      MR. TYSON: Object to form.

15           BY MR. CROSS:

16                      Q       So --

17                      A       I'm not an election security expert,  
18           nor do I portray myself as one.

19                      Q       Well, you have represented both here  
20           in this deposition and publicly on behalf of the  
21           office that the system is air-gapped, right?

22                      A       I don't believe I've gotten into that

1 level of detail, but I've said that to you.

2 Q You have never written anything where  
3 you said the system was air-gapped?

4 A I may have, yeah. I mean, I believe  
5 the system is air-gapped. If I'm wrong, I'm wrong.  
6 Whatever.

7 Q Do you understand now that the  
8 Secretary's election security expert testified that  
9 you're wrong?

10 MR. TYSON: I'll object to form.

11 THE WITNESS: It's really not a  
12 concern of mine.

13 BY MR. CROSS:

14 Q Whether the voting system is  
15 air-gapped?

16 MR. TYSON: Object to form.

17 THE WITNESS: I believe the voting  
18 system is secure. I believe we did a -- there was  
19 a recount after the 2020 election on the scanners,  
20 and there was a hand audit that showed that the  
21 results were accurate. And I believe that.

22 MR. TYSON: Can we take a lunch break

1 while you find what you're looking for and then we  
2 can pick up after that?

3 MR. CROSS: Yeah, that's probably  
4 fine. Just give me one second, if you don't mind.

5 MR. TYSON: Uh-huh.

6 MR. CROSS: That's fine.

7 VIDEOGRAPHER: The time is 12:50 p.m.  
8 We are off video record.

9 (Recess from 12:50 p.m. to 1:21 p.m.)

10 VIDEOGRAPHER: The time is 1:21 p.m.  
11 We are back on video record.

12 BY MR. CROSS:

13 Q All right. Can you grab Exhibit 18  
14 again? I guess it's the shorter transcript that  
15 says, "Raffensperger: Coffee County Probe  
16 Stalled."

17 A Sure.

18 Q And if you could turn -- that's  
19 the -- yeah, and then the transcript that goes with  
20 it, the shorter one, which is Exhibit 18. It has  
21 the same title, the one page.

22 A Yeah, here we go.

1                   Q       If you look at the bottom of the  
2                   second page, on the last three entries, Doug  
3                   Richards asked Secretary Raffensperger in this  
4                   interview, "If a bad actor wanted to undermine the  
5                   upcoming election, wouldn't they do something  
6                   exactly like they did in Coffee County?"

7                               And the Secretary responded, "They  
8                   would attempt to -- they would attempt to that, but  
9                   you have to also understand if there's any question  
10                  of what happens with a ballot-marking device,  
11                  you'll see it immediately."

12                              And then Richards goes on to explain  
13                  that Secretary Raffensperger says that, "Voters  
14                  checking their printouts after they voted on the  
15                  Dominion voting machines can double-check whether  
16                  there was a security breach on their particular  
17                  ballot."

18                              Do you see that?

19                   A        Yep.

20                   Q        Do you know what he's talking about  
21                  there?

22                              How can voters do that?



1                   A       Because the ballots are voter  
2       verified. You can look at your selection, confirm  
3       your choices. Yeah, that's how -- that's how you  
4       do it.

5                   Q       And --

6                   A       And there's a risk-limiting audit  
7       after the election to see that those selections  
8       matched up.

9                   Q       Do you have the ability to read a QR  
10      code?

11                  A       I do not.

12                  Q       Okay. And a QR code is what gets  
13      tabulated in Georgia elections, not the  
14      human-readable portion, right?

15                  A       Sure.

16                  Q       So it's actually not true that in the  
17      Dominion voting system used in Georgia, the voters  
18      can verify that their ballot will get tabulated the  
19      way they intended, right?

20                         MR. TYSON: I'll object to form.

21                         THE WITNESS: I totally disagree with  
22      that statement, but --

1 BY MR. CROSS:

2 Q Okay. So explain to me how a voter  
3 verifies that the QR code is going to tabulate all  
4 of the selections that they made exactly the way  
5 they made it.

6 How does a voter do that looking at  
7 the QR code?

8 MR. TYSON: Object to form.

9 You can answer if you know.

10 THE WITNESS: Because the selections  
11 are printed right on the ballot and then there's a  
12 risk-limiting audit afterwards to confirm that  
13 those selections match. I mean, it's the same  
14 theory that I've been dealing with for two years  
15 from Mike Lindell, Lin Wood, and all these people.

16 BY MR. CROSS:

17 Q Okay. That is a ridiculously  
18 offensive thing to say. If you could just answer  
19 the questions, this day is going to go a lot  
20 quicker and a lot easier.

21 A Then I -- then I don't know.

22 Q Okay. Let's try it again.

1                   The human-readable portion of a  
2           ballot in Georgia is not tabulated, correct?

3                   A       It is tabulated in the risk-limiting  
4           audit.

5                   Q       Okay. What statute in Georgia says  
6           that even in a risk-limiting audit, the  
7           human-readable portion is what will govern as the  
8           official election results as opposed to the QR  
9           code?

10                  A       That is a legal --

11                       MR. TYSON: I'll object to form.

12                       You can answer if you know.

13                       THE WITNESS: That is a legal  
14           question. I do not know.

15           BY MR. CROSS:

16                  Q       So as you sit here, even though  
17           you're claiming that the human-readable portion  
18           will govern the election result in a risk-limiting  
19           audit, you can't identify any legal basis, any  
20           statute that authorizes that, can you, sir?

21                  A       I don't know.

22                       MR. TYSON: Object to form.

1 Answer if you know.

2 THE WITNESS: I don't know.

3 BY MR. CROSS:

4 Q You don't know. Okay.

5 It's also -- are you aware that a  
6 risk-limiting audit is mandated only once every  
7 other year for a single statewide election contest?

8 A Yes.

9 Q Okay. And in 2020, there was only  
10 one thing that came anywhere close to a  
11 risk-limiting audit, and that was the statewide  
12 hand count of the presidential contest?

13 A The full hand count.

14 Q Right.

15 A And that matched almost with  
16 99.999 percent of accuracy.

17 Q There was no risk-limiting audit of  
18 the senate elections in 2020, right?

19 A I'm not sure. I don't believe so.

20 Q Right.

21 There was no risk-limiting audit of  
22 any election contest at the state level, county

1 level, municipal level, any contest in all of  
2 Georgia, apart from the presidential election,  
3 right?

4 MR. TYSON: I'll object to form.

5 Answer if you know.

6 THE WITNESS: Was there any other --  
7 say that question again.

8 BY MR. CROSS:

9 Q There was no risk-limiting audit of  
10 any election contest anywhere in the state of  
11 Georgia in 2020 apart from the presidential race  
12 where there was a hand count, right?

13 MR. TYSON: Object to form.

14 THE WITNESS: I don't know. I think  
15 some counties independently go through their own  
16 checks and stuff. I know they've been doing that  
17 for a while.

18 BY MR. CROSS:

19 Q I'm not asking you to guess.

20 As you sit here --

21 A I don't know.

22 Q Okay. Now, so when you say the voter

1           can verify their ballot because the human-readable  
2           portion will be reviewed in a risk-limiting audit,  
3           that's true at most for a single statewide contest  
4           every other year, right?

5                   A           I disagree with that assessment.

6                   Q           Okay. So where did I get it wrong?

7                               How does a voter verify that the --  
8           that the ballot that they cast in a BMD will be  
9           tabulated in the way that they intended in any  
10          election where there's not an RLA?

11                           MR. TYSON: And I'll object to form.

12                           THE WITNESS: Because they're  
13          verifying their selections and the machines are  
14          designed to produce the selections that they  
15          intend.

16          BY MR. CROSS:

17                   Q           But how does the voter know that the  
18          QR code that's printed on that ballot captures the  
19          same selections that are in the human-readable  
20          text? How does a voter do that?

21                           MR. TYSON: Object to form.

22                           THE WITNESS: I mean, you're asking

1 me theoreticals to which I don't -- I don't know.

2 BY MR. CROSS:

3 Q I'm really not. I'm asking you a  
4 very practical question.

5 A How do they --

6 Q Based on --

7 A How do they --

8 Q Hold on. Hold on. Hold on.

9 A I think it goes a different way. I  
10 mean, the selections are the choice -- I mean, it's  
11 their choice.

12 Q You're assuming that every ballot  
13 that's printed on a BMD in the state of Georgia,  
14 that the QR code, which voters cannot read, you're  
15 assuming that every single one of those QR codes  
16 will be tabulated in the same way as the  
17 human-readable selections on those ballots, right?

18 MR. TYSON: Object to form.

19 THE WITNESS: Yes, like -- I feel  
20 like most normal people would.

21 BY MR. CROSS:

22 Q Okay.

1 A Yes.

2 Q That's an assumption. There's no  
3 ability for a voter to actually verify that on the  
4 ballot. They cannot verify that because they can't  
5 read the QR code. Are we agreed on that, sir?

6 A We --

7 MR. TYSON: Object to form.

8 THE WITNESS: We don't -- we don't --  
9 I don't read -- I don't know how to read a QR code.  
10 BY MR. CROSS:

11 Q Right.

12 So when you -- when you print your  
13 ballot -- let's take a step back.

14 Have you voted on a BMD in Georgia?

15 A Yes.

16 Q Okay. When you printed the ballot,  
17 did you review it?

18 A Yes.

19 Q What did you look at?

20 A The ballot and confirmed that the  
21 choices were my choices.

22 Q On the human-readable portion, right?



1 A Yeah.

2 Q You can't read the QR code?

3 A No.

4 Q Okay. And so then you scan your  
5 ballot, right?

6 A Yeah.

7 Q The point at which you're scanning  
8 your ballot, you're assuming -- you're trusting  
9 that the system has worked so that that QR code  
10 will be tabulated exactly the way that you read the  
11 human-readable portion, right?

12 A I --

13 MR. TYSON: Object to form.

14 THE WITNESS: I do believe that is  
15 the case of how voting machines work, yes.

16 BY MR. CROSS:

17 Q But that's an assumption. You have  
18 no ability to verify that that QR code will be  
19 tabulated in any given way because you can't read  
20 it?

21 MR. TYSON: Object to form.

22 THE WITNESS: I have not seen any

1 evidence that they do. I mean, the only thing that  
2 I've seen allegations-wise are conspiracy videos  
3 from Mike Lindell. But, you know, I don't believe  
4 in any of that.

5 BY MR. CROSS:

6 Q Okay. Well, we're going to come back  
7 to that, but I'm not asking you -- I'm asking you a  
8 very specific question.

9 MR. TYSON: You keep asking it and  
10 he's answered it. I'm not sure there's any benefit  
11 to keep going down this road, but I'll keep  
12 objecting.

13 BY MR. CROSS:

14 Q You mentioned Mike Lindell and some  
15 others. It doesn't concern you -- well, let me ask  
16 it this way: Does it concern you as a voter and as  
17 the director of communications for the Secretary's  
18 office, that the State is continuing to use a  
19 voting system, including equipment, that was  
20 accessed by people who are working for individuals  
21 that you have characterized as crazy and  
22 wackadoodle, like Sidney Powell and Mike Lindell?

1 Does that concern you?

2 MR. TYSON: Object to form.

3 THE WITNESS: I think these systems  
4 have been replaced. And, frankly, if these things  
5 that have been stated are true, I think it actually  
6 confirms the security of the system. You've had  
7 these bad actors that may have had code and  
8 software for two years making these claims that  
9 there's algorithms and there's flips. And there's  
10 been no evidence of that. So I think it actually  
11 confirms that the results are accurate.

12 BY MR. CROSS:

13 Q You say there's no evidence of that.  
14 What steps has the Secretary's office taken to  
15 evaluate whether any of the voting equipment in  
16 Coffee County, or elsewhere, was infected by  
17 malware, for example, by the individuals we all  
18 agree were bad actors and unreliable that got  
19 access to that equipment? What steps has the  
20 office taken?

21 MR. TYSON: Object to form.

22 THE WITNESS: I think you're asking

1           about specific investigations, and I do not have  
2           access to those investigations, therefore, I do not  
3           know.

4           BY MR. CROSS:

5                   Q       So let's put --

6                   A       Other than what's been made public.

7                   Q       Okay. So let's put aside the  
8           investigation into what happened.

9                   A       Okay.

10                  Q       I'm asking you a different question,  
11           which is: The Secretary's office is continuing to  
12           use the Dominion System, right?

13                  A       Yes.

14                  Q       Okay. As a director of  
15           communications, the senior official in the office,  
16           is there anything that you can describe for me that  
17           the Secretary's office has done to ensure that the  
18           access that occurred in Coffee County did not  
19           infect the system in some way that it could affect  
20           votes or election outcomes?

21                  A       What do you mean --

22                           MR. TYSON: I'll object to form.

1 BY MR. CROSS:

2 Q The Dominion equipment.

3 A Which equipment? In Coffee County?  
4 In Fulton? Elsewhere?

5 Q All of it. Any of it. Start with  
6 Coffee County and then go more broadly. What has  
7 been done to test that?

8 MR. TYSON: I'll object. He can  
9 answer to his personal knowledge.

10 BY MR. CROSS:

11 Q And if you don't know, that's fine.

12 A Yeah, I don't know. Logic and  
13 accuracy testing happens regularly. It's happening  
14 now. Multiple tests are going through. They've  
15 had independent evaluators, I think, in some of  
16 your litigation. I have no reason to believe that  
17 the election equipment in the state is compromised.  
18 And, frankly, I think it's an absurd idea.

19 Q It's an absurd idea that individuals  
20 who you have characterized multiple times as  
21 unreliable, as wackadoodle, as bad actors, you  
22 think it's an absurd idea to think that when they

1 had access to that equipment over the span of  
2 almost a full month, that they may have done  
3 something to compromise it?

4 MR. TYSON: Object to form.

5 BY MR. CROSS:

6 Q That's absurd to you?

7 A I think it's absurd to think that a  
8 bunch of crazy, you know, attorneys had some sort  
9 of ability to do that.

10 Q Doug Logan is not an attorney. Are  
11 you aware of that?

12 A I don't know enough about him.

13 Q Are you aware that Doug Logan,  
14 Jeffrey Lindberg, that they have computer science  
15 backgrounds?

16 A Sure.

17 Q Are you aware that Lindberg spent  
18 almost every day for five days in that office  
19 accessing the system?

20 A No.

21 MR. TYSON: I'll object to form.

22 BY MR. CROSS:

1 Q You didn't know that?

2 A No.

3 Q Okay. Were you aware that Mike  
4 Lindell flew into Douglas, Georgia in the middle of  
5 the night in February of 2021?

6 MR. TYSON: Object to form.

7 THE WITNESS: I heard about that in  
8 media articles.

9 BY MR. CROSS:

10 Q But you don't have any insight on why  
11 he was there or what he did?

12 A No.

13 MR. TYSON: Object to form.

14 THE WITNESS: I never dealt with Mike  
15 Lindell.

16 BY MR. CROSS:

17 Q Okay.

18 A He's a nut.

19 Q We agree.

20 MR. CROSS: What are we up to, does  
21 anybody know?

22 MS. CINO: 23.

1 MR. BROWN: 23.

2 MR. CROSS: Okay. Thank you.

3 (Sinners Deposition Exhibit Number 23  
4 marked for identification.)

5 BY MR. CROSS:

6 Q All right. I'm going to hand you  
7 Exhibit 23. Have you seen Exhibit 23, which is  
8 Tab 69? Have you seen this before?

9 A Yes, I have.

10 Q And this is -- has been represented  
11 to us by Dominion as a report that they engaged a  
12 company called MITRE to prepare in response to  
13 Dr. Halderman's July 2021 report.

14 When did you first see this?

15 A I don't know.

16 Q Well, was it recently? Was it --

17 A Yes, it was recently.

18 Q Okay. How recently? In the last  
19 month?

20 A I don't know.

21 Q Six months?

22 A I don't know.



1 Q Was it earlier this year?

2 A I don't -- I don't know. I don't  
3 believe so. I've read this recently.

4 Q What is your understanding of the  
5 purpose of this report?

6 MR. TYSON: Object to form.

7 THE WITNESS: The purpose is to  
8 present a technical review of claims made against  
9 the voting systems and provide a real-world  
10 implication of what those earlier findings mean. I  
11 guess that's the way I would characterize it.

12 BY MR. CROSS:

13 Q And that was something that Dominion  
14 engaged MITRE to do? That's your understanding?

15 A Sure. I guess it says that right at  
16 the top.

17 Q Right.

18 If you look at the executive  
19 summary -- and this executive summary has been  
20 publicly filed. If you come down to the second to  
21 the last paragraph that begins, "The researcher's  
22 proposed attacks." Do you see that?

1 A Yeah.

2 Q And here MITRE states, "The  
3 researcher" -- referring to Dr. Halderman -- do you  
4 understand that?

5 A Yeah.

6 Q MITRE writes, "The researcher's  
7 proposed attacks were assessed by MITRE NESL to be  
8 operationally infeasible given two parameters: The  
9 normal operating procedures of a voting precinct  
10 and associated officials and scale considerations."

11 It goes on to say, "Each of the  
12 attacks requires access and/or opportunity that  
13 remains unavailable in the operational  
14 environment."

15 Do you see that?

16 A Uh-huh.

17 Q Yes?

18 A Yes.

19 Q Okay. And we're agreed that that is  
20 not an accurate statement, right?

21 MR. TYSON: I'll object to form.

22 THE WITNESS: We are in agreement

1           that -- no. I think this is a very accurate  
2           statement.

3           BY MR. CROSS:

4                       Q       It's an accurate statement that  
5           access and opportunity to the Dominion voting  
6           equipment is unavailable in Georgia?

7                       You think that's accurate after what  
8           we know about Coffee County?

9                       MR. TYSON: Object to form.

10                      THE WITNESS: Yeah, I think that's  
11           highly inaccurate. I think that to play out  
12           something like this, you would have to have  
13           multiple people involved. If you, say, found a way  
14           to switch votes in every precinct, I feel like  
15           there would have to be some actors in those  
16           precincts involved.

17                      You would have a conspiracy on your  
18           hands. And I think someone would get found out  
19           eventually. I think it's an access control  
20           issue, because most election officials are honest  
21           people.

22           BY MR. CROSS:

1                   Q       Is it lost on you that you literally  
2       just described what happened in Coffee County in  
3       January of 2021?

4                   MR. DELK:   Object to form.

5                   THE WITNESS:   I didn't know there was  
6       an election involved that they were doing that to,  
7       so . . .

8       BY MR. CROSS:

9                   Q       Okay.   So looking at the footnote  
10       here, Footnote 2 states, "MITRE's assessment of the  
11       researcher's proposed attacks" --

12                  A       Where are we?

13                  Q       Sorry.   Footnote 2 at the very bottom  
14       of the page.   It indicates that, "MITRE's  
15       assessment of the researcher's" -- meaning  
16       Dr. Halderman's -- "proposed attacks assumes" --

17                  A       Yeah.

18                  Q       "So MITRE indicates explicitly that  
19       for its findings MITRE assumes strict and effective  
20       controlled access to Dominion election hardware and  
21       software."

22                           Do you see that?

1                   A       Sure. Yeah.

2                   Q       That is not an assumption that holds  
3                   in light of Coffee County. Do we agree on that?

4                   MR. TYSON: Object to form.

5                   THE WITNESS: I don't think we've  
6                   agreed on that. I think in any election's  
7                   environment, you have to have honest officials.  
8                   Who's to say that somebody like Misty Martin  
9                   couldn't have a stack of hand-marked paper ballots  
10                  and go switch those out as she finds it convenient.  
11                  I mean, you have to have honest people in place.  
12                  The voting system here, it doesn't matter if it was  
13                  on a toaster in my mind.

14                  BY MR. CROSS:

15                  Q       Do you dispute that the assumption  
16                  here that there's strict and effective controlled  
17                  access to Dominion election hardware and software,  
18                  that that is not a sound assumption in light of  
19                  what we know about Coffee County?

20                  MR. TYSON: I'll object to form.  
21                  He's not an expert.

22                  THE WITNESS: I think she was a

1           dishonest, you know, election person. She should  
2           have known better. You have to have honest people  
3           in elections. But it doesn't matter what kind of  
4           voting system is in place for bad things to come  
5           when people do bad things.

6           BY MR. CROSS:

7                   Q       Well --

8                   A       It's irrelevant.

9                   Q       Yeah, let's pause on that because one  
10           of the things MITRE talks about is the scalability  
11           of an attack. Okay?

12                   Do you understand, just as the  
13           State's election security experts have acknowledged  
14           in this case, an attack on a BMD system can be  
15           scaled much more broadly than an attack on  
16           hand-marked paper ballots?

17                   MR. TYSON: I'll object to form.

18                   THE WITNESS: I disagree with your  
19           assessment.

20           BY MR. CROSS:

21                   Q       Okay. So you said, for example,  
22           Misty Hampton could have hand-marked paper ballots

1           that are fraudulent she can put into the system?

2                   A       Yeah.

3                   Q       How long do you think it would take  
4           an elections supervisor to create, let's say, 500  
5           hand-marked paper ballots, create them, sneak them  
6           into the set of hand-marked paper ballots without  
7           anyone realizing, also figure out a way to do that  
8           and account for the fact that that's going to be a  
9           different paper count than the tabulation that's  
10          coming out of the precinct scanners?

11                          How long do you think it would take  
12          them to do all that?

13                          MR. TYSON: Object to form.

14                          THE WITNESS: An hour or two.

15          BY MR. CROSS:

16                   Q       Okay. And are you aware that what  
17          Dr. Halderman found is that someone could walk into  
18          the voting booth and in just a couple of minutes  
19          plug a USB device into one of the Dominion  
20          machines, upload malware, and that then could  
21          change votes, at least on that one BMD where there  
22          might be literally thousands of voters on a given

1 election day?

2 MR. PARKER: Object to form.

3 THE WITNESS: So how is he going to  
4 get in there? Is he going to check in like  
5 normally on the poll pads and then go or is he  
6 going to be --

7 BY MR. CROSS:

8 Q Sure, he could be a voter that just  
9 walks in, no one thinks otherwise, they're in the  
10 voting booth.

11 A I'm not sure how he would get access  
12 when you're dealing with one machine. I don't  
13 think that's going to impact the election in a huge  
14 devastating way. And I don't even know if it's  
15 possible. I mean, you're asking me election  
16 security questions that -- I think I might be  
17 speculating a little bit.

18 Q Well, I'm asking because you keep  
19 making the claim that the election system in the  
20 state is secure, it's reliable. And what we're  
21 getting at is you actually -- you just don't know,  
22 you don't know enough about the security of the



1 system to be able to say that one way or the other,  
2 right?

3 MR. TYSON: Object to form.

4 THE WITNESS: I think operating on  
5 the assumption that it's insecure leads to lowered  
6 confidence in elections, which is what I've been  
7 fighting for the past two years and was even  
8 substantially fighting on the Trump Campaign. I  
9 hate election disinformation.

10 BY MR. CROSS:

11 Q So in your mind, there are only two  
12 ways that you can proceed. One is assume that the  
13 system is secure or assume that it's not. There's  
14 no in between or middle ground?

15 A I think --

16 MR. TYSON: Object to form.

17 THE WITNESS: -- there's  
18 vulnerabilities in any system. Any system has  
19 vulnerabilities.

20 BY MR. CROSS:

21 Q And you don't know enough about this  
22 system to be able to speak to the vulnerabilities

1 and the degree to which they can be exploited?

2 MR. TYSON: Object to form.

3 THE WITNESS: I think the MITRE  
4 report is correct in that you would have to have a  
5 huge scale, multiple people involved, a lot of  
6 shady dealings. And yeah, I just -- I don't buy  
7 it.

8 BY MR. CROSS:

9 Q You said you think the MITRE report  
10 is correct, but I thought you just said you're  
11 speculating on election security because you don't  
12 know about election security. So you're assuming  
13 that the MITRE report is correct, right?

14 A I believe the MITRE report is  
15 correct. Yeah, I believe this would be correct.

16 Q And you believe that the system is  
17 reliable. Is that fair?

18 A I think the system is reliable.  
19 Every speculative claim that I took a look at from  
20 June 2020 to present day has been explained by  
21 human error.

22

1 (Sinners Deposition Exhibit Number 24  
2 marked for identification.)

3 BY MR. CROSS:

4 Q All right. Let me hand you  
5 Exhibit 24. So Exhibit 24, if you look at the top,  
6 is an e-mail that you sent to Jordan Fuchs on  
7 May 21st of last year. Do you see that?

8 A Yep.

9 Q And if you come to the beginning of  
10 the thread on the third page, do you see it begins  
11 with an e-mail from a registered voter in New  
12 Jersey?

13 A Sure.

14 Q And the voter here asks Secretary  
15 Raffensperger directly, "To instill confidence in  
16 the election system to conduct a full forensic  
17 audit of the November 2020 election."

18 Do you see that?

19 A Yep.

20 Q And then do I understand correctly  
21 you were tasked with drafting the response to that?

22 A Yeah.

1                   Q       So the -- so if you look at the  
2       e-mail at the bottom of the first page that you  
3       sent on May 21st, 2021, what follows there that's  
4       signed, "Sincerely Brad Raffensperger," that's a  
5       draft that you prepared for him to respond.

6                               Is that right?

7                   A       That would be correct.

8                   Q       And then you cut that down a little  
9       bit based on some feedback from Ms. Fuchs. Is that  
10      right?

11                  A       Yeah.

12                  Q       If you look at the longer draft on  
13      the second page, you wrote, "Our office is working  
14      with a premier technical university" -- which is  
15      capitalized -- "to conduct an expanded state  
16      audit." What was that?

17                  A       Technical, yeah. "Additionally, our  
18      office is working with a premier technical  
19      university to conduct an expanded state audit." I  
20      think there was some discussion about bringing in  
21      Georgia Tech or something to do like a -- some sort  
22      of an audit, but I don't think that went anywhere,

1           hence, it was deleted.

2                   Q       So as you sit here, are you aware of  
3           any work that the Secretary's office has done with  
4           Georgia Tech or another technical university on the  
5           issue of election integrity or election security?

6                   A       I'm not aware.

7                   Q       Okay.

8                           MR. CROSS:   We're at 25?

9                           MR. BROWN:   Uh-huh.

10                               (Sinners Deposition Exhibit Number 25  
11                               marked for identification.)

12           BY MR. CROSS:

13                   Q       Let me hand you what's been marked as  
14           Exhibit 25.  If you look at the top -- and this is  
15           Tab 36.  If you look at the top of Exhibit 25,  
16           there's an e-mail to Jordan Fuchs, sent to Ryan  
17           Germany on March 3rd of 2021.  It says, "DVS  
18           response."  And Ms. Fuchs writes, "Robert is a  
19           content machine and I like his work."

20                               Do you see that?

21                   A       Yep.

22                   Q       If you come back earlier in the

1 thread, the bottom of the first page, you'll see  
2 there's an e-mail from a Yahoo account on March 1st  
3 of 2021. Do you see that? Bottom of the first  
4 page.

5 A Pack?

6 Q Yeah.

7 A Okay.

8 Q And that's addressed to  
9 Security@Dominionvoting.com, and then a litany of  
10 other folks, including Secretary Raffensperger. Do  
11 you see that?

12 A Sure.

13 Q And then you see John Poulos at  
14 Dominion Voting forwards this e-mail on to Jordan  
15 Fuchs on March 2nd, right?

16 A Okay.

17 Q And John Poulos is the head of  
18 Dominion, right?

19 A Yep.

20 Q And the subject line here is,  
21 "Georgia QR code, Dominion Voting System." Do you  
22 see that?

1 A Yeah, that's in the subject line.

2 Q Right.

3 And Mr. Poulos writes to Jordan Fuchs  
4 on March 2nd, "Jordan, I'm assuming you've seen  
5 this." She then forwards it on to you the same day  
6 and says, "Can you draft a response e-mail?"

7 Do you see that?

8 A Okay.

9 Q And then if you flip to the last two  
10 pages of the document, you'll see there's a draft  
11 response here that reads "Mr. McKibben." Do you  
12 see that?

13 A Yeah.

14 Q And do I understand correctly -- this  
15 attachment is what's included with this e-mail in  
16 the production. Do I understand correctly you  
17 drafted that at Ms. Fuchs' direction?

18 A Probably, yes.

19 Q Okay. So it begins, "Dominion Voting  
20 System is the nation's premium voting systems and  
21 elections solutions provider in the United States."

22 Do you see that?

1 A Sure.

2 Q And as you sit here, you don't have  
3 any reason to believe that what's written here is  
4 not what you drafted, right?

5 A No.

6 Q Okay. How often do you draft  
7 communications for Dominion in your role at the  
8 Secretary's office?

9 MR. TYSON: Object to form.

10 THE WITNESS: I haven't, but, you  
11 know, I think that this was something in terms of  
12 reaching out to us and needing a response to a  
13 constituent as John Poulos forwarded it. Yeah, it  
14 seems like something I'd write. It has a lot to do  
15 with Georgia, yeah.

16 BY MR. CROSS:

17 Q Why were you and the Secretary's  
18 office writing a response for John Poulos?

19 A I think probably because all these  
20 legislatures were involved, would be my  
21 understanding. I mean, she asked a lot of  
22 Georgia-specific questions.



1                   Q       If you look at what you wrote here,  
2       come down to the fifth paragraph, you wrote --

3                   A       Yeah.

4                   Q       -- "Logic and accuracy testing," you  
5       refer to there, and you said, "This ensures the  
6       machines are properly calibrated, functional, and  
7       most importantly have not been corrupted."

8                               Do you see that?

9                   A       Uh-huh.

10                  Q       Yes?

11                  A       Yes.

12                  Q       Are you aware that the state's own  
13       election security experts have acknowledged that  
14       logic and accuracy testing does not, and cannot,  
15       determine whether voting equipment has been  
16       corrupted?

17                               MR. TYSON: Object to form.

18                               THE WITNESS: I'm not aware of that.

19       BY MR. CROSS:

20                  Q       So as you sit here, it's your belief  
21       that L&A testing can determine whether voting  
22       equipment has been corrupted such as by malware?

1 A I'm not aware. I mean --

2 Q You just don't know one way or the  
3 other?

4 A Yeah. I don't have an opinion on  
5 that.

6 Q Do you know Ed Voyles?

7 A I do not.

8 Q You don't recognize the name?

9 A Car dealer.

10 Q Have you had --

11 A Ed Voyles Chevrolet, I think, around  
12 here.

13 Q Have you ever communicated with  
14 someone named Ed Voyles?

15 A No.

16 Q No communications with Mr. Voyles  
17 regarding Coffee County, for example?

18 A I don't believe so.

19 Q All right. Let me hand you what's  
20 been marked as Exhibit 26.

21 (Sinners Deposition Exhibit Number 26  
22 marked for identification.)

1 BY MR. CROSS:

2 Q Exhibit 26, do you recognize this as  
3 a text thread that you produced?

4 A Sure.

5 Q Who is Marshall?

6 A Marshall Cohen with CNN.

7 Q Sorry, with who?

8 A CNN.

9 Q Oh, CNN.

10 So Marshall Cohen on this text thread  
11 is a journalist?

12 A Yep.

13 Q So Mr. Cohen reached out to you on  
14 April 13th with some questions. He says, "Can I  
15 call you in a few?" You write back, "Sure." And  
16 then you sent a video here.

17 Do you see that video?

18 A Yeah.

19 Q Do you recognize the individuals in  
20 that video?

21 A No.

22 Q Why did you send that video?

1                   A       He had called me about Coffee County  
2       and was like -- you know, I think there was a video  
3       that spurred everybody up, and that's, you know,  
4       where I think this is coming from and sent him the  
5       video.

6                   Q       Then you reference on the second  
7       page -- you are talking about Gabriel Sterling's  
8       deposition where the recording with Ms. Marks and  
9       Mr. Hall was played. Do you see that?

10                  A       Yeah.

11                  Q       Marshall writes back, "I'm sorry, I  
12       think you're right. This is a bunch of crossed  
13       wires." What does that mean?

14                               What -- what did you think was a  
15       bunch of crossed wires?

16                  A       Well, I didn't think this had  
17       happened. I didn't think there was people let in.  
18       There had been a lot of rumors floating around.  
19       And, you know, it was like another rumor.

20                  Q       And here you wrote back, "I think so.  
21       I would love to find an election supervisor who  
22       would give access to the crazies."

1                   Why was that something you wanted to  
2           find?

3                   A        I would say that was poorly written,  
4           but, you know, it would make a good story. And  
5           then as I said previously, I think it proved the  
6           security of the system. You have -- if you had  
7           that kind of stuff out there in the ether, you  
8           know, you haven't had Mike Lindell coming around  
9           saying, "I finally got my proof, here's the  
10          algorithm, and we got it from Coffee County," yeah.

11                   And, secondly, I mean, that would be  
12          completely highly illegal and -- yeah. Like, some  
13          of these people that are responsible for the hell  
14          that, you know, election officials are going  
15          through have committed a crime.

16                   Q        And, again, you're not aware of any  
17          measures by the Secretary's office to determine  
18          whether the individuals who got access to the  
19          election equipment in Coffee County, whether they  
20          injected malware or otherwise compromised that?

21                   A        I've never been involved on those  
22          discussions.

1                   Q       If you turn to -- there are no page  
2       numbers, but if you flip maybe six, seven pages  
3       in --

4                   A       Yeah.

5                   Q       -- at the top it says, "Last  
6       night" -- turn to the next page, if you would.  
7       "Last night the elections board voted not to renew  
8       their maintenance contract with Dominion. And this  
9       guy is on record floating Dominion conspiracies and  
10      he's the board chair."

11                  A       Yep.

12                  Q       What's that about?

13                  A       The Daily Beast ran an article about  
14      this guy, and I think it's Spalding County, who's  
15      all sorts of out there. And, like, it's a good  
16      narrative to -- you know, these reporters are  
17      looking for the crazies and I was like, "Here you  
18      go."

19                  Q       And then if we flip through, you  
20      actually got a copy of Gabriel Sterling's  
21      deposition and sent some screenshots of portions of  
22      it to CNN here. Is that right?

1 A Yeah.

2 Q And your conclusion was, "It looks  
3 like a nothingburger."

4 A Yeah.

5 Q What did you mean by that?

6 A It looked like it was a  
7 nothingburger. I did not believe in this  
8 unauthorized access.

9 Q You didn't believe it had happened?

10 A I didn't believe it happened, yeah.

11 Q And, in fact, around the same time or  
12 a little bit before I think -- I don't remember the  
13 exact date, but in April of 2021, were you aware  
14 that Gabriel Sterling, at a conference, publicly  
15 stated that the Secretary's office had investigated  
16 the allegations of a breach in Coffee County and  
17 concluded it did not happen?

18 A I was -- I'm aware of that now. I  
19 don't know if I was aware of it then.

20 Q And --

21 A It's The Carter Center speech you're  
22 referring to, right?

1 Q I think that's right.

2 A Okay.

3 Q But that -- that statement, the  
4 conclusion was not accurate?

5 Yes?

6 A I assume.

7 Q Well, you don't need to assume  
8 because we all know that there was unauthorized  
9 access in Coffee County.

10 A Okay.

11 Q Right?

12 A I assume -- I assume that to be the  
13 case by what I've read in the media.

14 Q Why would you assume that when you've  
15 seen the video and the screenshots, the  
16 documentation showing that it happened? Why is  
17 that an assumption?

18 A Yeah, it happened, sure.

19 Q Okay.

20 A I just don't know to what level. I  
21 mean, there are so many things that are being  
22 figured out. Sure.



1 Q Okay.

2 A And maybe that was a poor  
3 characterization on my part.

4 Q Okay. No, that's fine.

5 As director of communications in the  
6 Secretary's office, have you had any conversations  
7 with Mr. Sterling about what led him to make that  
8 statement, for that to be the conclusion?

9 MR. TYSON: I'll object to form.

10 THE WITNESS: I wouldn't say so.

11 BY MR. CROSS:

12 Q So you've not had any communications,  
13 written, oral or otherwise, with Mr. Sterling about  
14 his statement that the -- that the breach in Coffee  
15 County didn't happen?

16 A I -- I don't know because this has  
17 all kind of come out in the past two weeks. And,  
18 again, as I said, you know, having been dragged  
19 into this, I've kind of let other people with a  
20 clearer head take charge.

21 Q So you have no insight into -- into  
22 what led Mr. Sterling to make that statement?

1 A No.

2 Q No insight into what led the  
3 Secretary's office to conclude that the breach did  
4 not happen?

5 A I think no one had seen any evidence  
6 of it. And I think a lot of people operate on -- I  
7 mean, it's kind of like the claims of -- that Trump  
8 made. It's like assuming the negative isn't a  
9 healthy way to go through life.

10 Q You keep saying that like that's the  
11 only alternative. You either assume the positive  
12 or assume the negative. You recognize in the real  
13 world there's an in between where people can ask  
14 healthy questions and verify --

15 A And I believe in discourse for sure.

16 Q Let me just make sure I get the  
17 questions done, because otherwise it gets hard for  
18 Felicia.

19 You understand in the real world, you  
20 don't have to just assume that something is black  
21 or white, you can ask healthy questions and have a  
22 dialogue and verify assumptions, right?

1 MR. TYSON: Object to form.

2 THE WITNESS: Sure.

3 BY MR. CROSS:

4 Q Right.

5 And with like an election system,  
6 instead of just assuming that it's functioning as  
7 it should and has not been infected by people who  
8 had a month-long access to it with bad motives, you  
9 could take affirmative steps to verify, like having  
10 an election security expert come in and examine the  
11 system for malware. That could be done, right?

12 A Sure.

13 MR. TYSON: Object to form.

14 BY MR. CROSS:

15 Q Do you know -- all right.

16 MR. CROSS: 27?

17 MR. BROWN: Yes.

18 Thanks.

19 (Sinners Deposition Exhibit Number 27  
20 marked for identification.)

21 BY MR. CROSS:

22 Q All right. So I'm handing you

1 Exhibit 27. So Exhibit 27, this is an e-mail that  
2 you and Ryan Germany received on August 26 of 2022  
3 from Kate Brumback. Is that right?

4 A Sure.

5 Q And Kate Brumback is an Associated  
6 Press reporter, right?

7 A Uh-huh.

8 Q Yes?

9 A Yes.

10 Q And you deal with her from time to  
11 time in your role at the Secretary's office?

12 A I mean, I -- she has been active in  
13 this Coffee County stuff. And like I say, you  
14 know, I'm cc'd on some things, but yeah, Mike's  
15 kind of handling her.

16 Q So if you look at your Mike  
17 Hassinger -- am I saying that right?

18 A Yeah.

19 Q He's the one who engages with Mark  
20 Niesse, for example, on August 16th, it looks like  
21 Doug Richards, the same person who did the  
22 interview on August 30, 2022, and Kate Brumback on

1 August 26 of 2022.

2 Do you see that?

3 A I -- I guess, yeah. I mean, this is  
4 pretty recent, so I have a pretty -- you know, this  
5 is familiar, yep.

6 Q And you -- my understanding is that  
7 Hassinger is handling this instead of you because  
8 of your involvement through our subpoena. Is that  
9 fair?

10 A Yeah.

11 Q Okay. So if you look at the e-mail  
12 on the third page, the one ending in 014 from your  
13 production, Mr. Hassinger writes to Doug Richards  
14 on August 30th regarding Coffee County. Look at  
15 the bottom, the last paragraph. In the last full  
16 sentence at the bottom it says, "This office only  
17 learned about the possible scope of  
18 unauthorized" --

19 A Am I on the right --

20 Q I'm sorry. It ends in 014.

21 A Okay.

22 Q Mr. Hassinger writes --

1 MR. TYSON: Yeah, it's the middle of  
2 the last paragraph on the page right here.

3 THE WITNESS: Yeah, I got it.  
4 Thanks.

5 BY MR. CROSS:

6 Q Mr. Hassinger wrote, "This office  
7 only learned about the possible scope of  
8 unauthorized" -- I think he probably meant to  
9 include the word access -- "possible scope of  
10 unauthorized to Coffee County's election equipment  
11 when Ms. Marks decided to make them public."

12 Do you see that?

13 A Yeah.

14 Q But do I understand correctly that  
15 you don't actually know whether that's an accurate  
16 statement, because we covered before you don't know  
17 when the Secretary's office learned about those  
18 allegations, right?

19 A My belief is that's correct. I mean,  
20 she sat on evidence for a year.

21 Q That's not my question.

22 A Well, okay.

1                   Q       My question is: You don't know  
2       whether that's an accurate statement because --

3                   A       I believe that's an accurate  
4       statement.

5                   Q       Okay. Well, do --

6                   A       Do I have certainty? No, I do not.

7                   Q       You don't know -- you do not have  
8       knowledge whether that's an accurate statement  
9       because you don't know when the office first  
10      learned of the allegations, whether it was when  
11      Secretary Raffensperger said in January of 2021,  
12      when his aide said in May of 2021, or some other  
13      time, you just don't know?

14                          MR. TYSON: Object to form.

15                          THE WITNESS: I believe that --

16       BY MR. CROSS:

17                   Q       I'm not asking for your belief. I'm  
18       asking what you know.

19                   A       I don't know.

20                   Q       Okay. And you don't think it's  
21       important for the communications folks in the  
22       Secretary's office to actually know whether the

1 information they're providing to the press is  
2 accurate?

3 MR. TYSON: Object to form.

4 THE WITNESS: Again, I've stated that  
5 Mike is handling these issues, so I have not been  
6 as involved.

7 BY MR. CROSS:

8 Q The current platform for the Georgia  
9 Republican Party is calling for hand-marked paper  
10 ballots in lieu of the Dominion System, right?

11 A I don't know.

12 Q You don't know?

13 A No.

14 Q You don't still work with the  
15 Republican Party?

16 A No. They think I'm a turncoat. I  
17 have some contacts over there, but I don't go, you  
18 now, to party events and stuff.

19 MR. CROSS: I think this is 28.

20 (Sinners Deposition Exhibit Number 28  
21 marked for identification.)

22 BY MR. CROSS:



1 Q Okay. Turn to page 7 of 10.

2 MR. TYSON: What platform is this?

3 This is the resolutions, right?

4 MR. CROSS: That's the resolution.

5 MR. TYSON: Okay.

6 BY MR. CROSS:

7 Q So 2021 Convention Resolutions

8 Committee Report. Do you see this?

9 A Uh-huh.

10 Q Yes?

11 A Yes.

12 Q And if you turn to the Heading 7 on

13 page 7, the resolution calling for increased

14 election integrity in Georgia. Do you see that?

15 A Yes.

16 Q What the Georgia Republican Party

17 calls for, it says, "It is imperative that voters

18 in Georgia have faith and confidence in the

19 integrity of the elections."

20 Do you see that?

21 A Yeah.

22 Q And then there is a resolution.

1 Part 2 states, "Replacing all Dominion Voting  
2 Systems with secure hand-marked paper ballots which  
3 should be scanned and tabulated using a device that  
4 is not connected to the internet."

5 Do you see that?

6 A Sure. Yeah.

7 Q You were not aware of that resolution  
8 before now?

9 A I think I was at this convention as a  
10 guest.

11 Q And do you disagree with that  
12 resolution?

13 A Yeah. I think it's not even based on  
14 anything factual.

15 Q Have you been involved in any  
16 discussions in the Secretary's office about whether  
17 to switch to or otherwise to use hand-marked paper  
18 ballots in elections?

19 A I wouldn't say any substantive  
20 conversations.

21 Q Any conversations, any communications  
22 at all?

1 A I don't know.

2 Q You don't know?

3 A I -- I -- this isn't like a big --  
4 you know, we don't see the same way on that. I  
5 respect your position, but the voting system is the  
6 voting system. So it's not really something we  
7 entertain.

8 Q Well, that's what I'm trying to find  
9 out. Are you aware of any discussions at the  
10 Secretary's office about using hand-marked paper  
11 ballots at the polls in any elections?

12 A No, I'm not.

13 Q Okay. Do you have any insight into  
14 why the Secretary's office is unwilling to do that?

15 A I think because elections --

16 Q And I don't want you to guess.

17 A Okay.

18 Q I'm not asking you to speculate.

19 A Okay. No.

20 Q If you wanted to know why Secretary  
21 Raffensperger is unwilling to do that, who would  
22 you ask? Would you ask him?

1 A Probably the elections division.

2 Q What is that?

3 A The elections division of the  
4 Secretary of State's office that runs the voting  
5 process, in that limited capacity -- counties run  
6 elections. You know that.

7 Q You said the elections division. Are  
8 you talking about the elections director?

9 A Yeah, I imagine that would be, you  
10 know, either the State Board or the elections  
11 division would make -- you know. Probably the  
12 Secretary, yeah. It's up to him.

13 Q It's up to -- it's up to Secretary  
14 Raffensperger?

15 A I would assume.

16 Q Right.

17 And when you say elections division  
18 director, is that James Blake?

19 A James -- no Blake Evans.

20 Q Blake Evans. I don't know where I  
21 came up with James Blake. Too many names.

22 Okay. But you have not -- you have

1 not had any communications with the Secretary or  
2 others about that that you can recall?

3 A Yeah, no.

4 Q Okay.

5 A Are others -- I mean, you get callers  
6 calling in and you have a discussion, you know,  
7 constituent services-type stuff, but I don't recall  
8 any -- you know, that has not been a discussion  
9 within the office to my knowledge.

10 Q Okay.

11 MR. CROSS: All right. Let's take a  
12 break. I'm close to done. I know Bruce is going  
13 to have some questions as well. Let me take a  
14 break and kind of gather.

15 VIDEOGRAPHER: The time is 2:11 p.m.  
16 We are off video record.

17 (Recess from 2:11 p.m. to 2:23 p.m.)

18 VIDEOGRAPHER: The time is 2:23 p.m.  
19 We are back on video record.

20 (Sinners Deposition Exhibit Number 29  
21 marked for identification.)

22 BY MR. CROSS:

1                   Q       Let me hand you what's been marked as  
2       Exhibit 29, Mr. Sinners.

3                   A       Okay.

4                   Q       Exhibit 29 is a text thread that you  
5       produced in this case. Is that right?

6                   A       Yes.

7                   Q       And who is Chris?

8                   A       Chris Gardner was an attorney with  
9       Kurt Hilbert and came down to help with the  
10      election operation.

11                  Q       And Gardner, is that just  
12      G-A-R-D-N-E-R?

13                  A       Yeah.

14                  Q       When he writes, "Have you heard  
15      anything about these machines allegedly seized in  
16      Ware County," you say, "It's bullshit." What is  
17      that about?

18                  A       There was a Gateway Pundit article  
19      that went out, and I probably got 20 inquiries  
20      about it. And it was phone calls. We probably got  
21      dozens, if not hundreds, of calls about it. And it  
22      was bullshit. It made my job harder.

1                   Q       If you come to -- there aren't page  
2                   numbers. If you look about five pages in, there's  
3                   a path to download an image at the top. If you  
4                   flip -- "So that's Judge Preston."

5                   A       Are you sure?

6                   Q       Yep, there you go.

7                                "So that's Judge Preston. So  
8                   different guy. Could be his dad though." Then you  
9                   write, "Can you nail that down who we need to talk  
10                  to when we land?"

11                               Do you see that?

12                  A       Sure.

13                  Q       Land where?

14                  A       In Coffee County.

15                  Q       So that was about the trip to Coffee  
16                  County on December 12 and 13?

17                  A       Yes.

18                  Q       Okay. And what -- sorry, go ahead.

19                  A       Continue.

20                  Q       What was Chris Gardner's involvement  
21                  with that trip?

22                  A       He was working at Kurt's law firm and

1           was on the ground, I think -- what time was this  
2           exchange? 5:12. Yeah, I think this was Alex  
3           flying and me -- yes, when we land, yeah, like  
4           we're flying low, still have cell service. Like,  
5           "Who do we need to talk to?"

6                   Q       So Chris Gardner helped with the  
7           efforts that you and Alex Kaufman did in the  
8           December 12th and 13th days in Coffee County?

9                   A       Yeah.

10                  Q       Okay.

11                  A       He was at Kurt's firm.

12                  Q       Okay.

13                  A       Kurt filed the lawsuit.

14                  Q       And what is Kurt's last name?

15                  A       Hilbert.

16                  Q       Okay. And did you try to download  
17           all of the things in this thread that say, "Tap to  
18           download," and you couldn't get them to come down?

19                  A       Yep.

20                  Q       And then here on December 12, 2020,  
21           at 8:38 p.m., you wrote -- or Chris writes to you,  
22           "Did you get the verification from Shawn?"



1 Is he talking about Shawn Still  
2 there?

3 A Yes. Because I needed to notarize  
4 it, and I think Alex had talked about something  
5 that needed to change.

6 Q And then Chris Gardner -- you wrote  
7 back and you make his edit real quick.

8 A Sure.

9 Q Do you know what that was?

10 A I don't. I think Alex was talking to  
11 one of them giving an interview or something.

12 Q Okay. And then Mr. Gardner writes  
13 back, "On the phone with our expert for this case  
14 so I can't talk to Kurt about whether we want to  
15 make that change."

16 Who was the expert for the case?

17 A No idea.

18 (Sinners Deposition Exhibit Number 30  
19 marked for identification.)

20 BY MR. CROSS:

21 Q Let me hand you Exhibit 30. So  
22 Exhibit 30 are some screenshots from some of the

1 surveillance video that Coffee County produced from  
2 the elections office. And if you look near the  
3 top, you'll see the date and time for the  
4 screenshots. So December 11, 2020 10:01 a.m.

5 Do you see that?

6 A Yeah.

7 Q And do you see the individual -- the  
8 bald individual there? Do you recognize him as one  
9 of the investigators with the Secretary's office?

10 A I don't.

11 Q Okay. Were you aware that on  
12 December 11th, investigators from the Secretary's  
13 office came in and met with Misty Hampton, Tony  
14 Rowell, and maybe others, as part of an  
15 investigation they were doing at that time?

16 A I think that's probably what's  
17 referred to in some of the articles that kind of  
18 made Alex want to go down there.

19 Q If you look at December 11, 2020 at  
20 10:31 a.m., the next page --

21 A This one here?

22 Yes.

1                   Q       -- do you recognize her as Frances  
2       Watson?

3                   A       Yeah, that looks like Frances.

4                   Q       Right.

5                           And she's at the door of the  
6       elections office, right?

7                   A       Sure. Yes.

8                   Q       Is it customary for state  
9       investigators to show up to a meeting like this  
10      armed?

11                  A       Yeah.

12                           MR. TYSON: Object to form.

13                           THE WITNESS: Yeah, they carry their  
14      guns. They're sworn law enforcement officers.

15       BY MR. CROSS:

16                  Q       Are firearms allowed in an elections  
17      office?

18                  A       I think if you're a law enforcement  
19      officer, you probably have some duty to carry it.

20                  Q       And then if you look at the next  
21      page, December 11, at 10:32 a.m., you'll see  
22      Ms. Watson, you can see the same bald

1 investigator -- I hate to call him that way, but I  
2 can't remember his name -- sitting around the  
3 table.

4 A Okay.

5 Q Now, if you flip forward, you will  
6 see that there's a picture -- a screenshot of  
7 January 19, 2021 --

8 A Okay.

9 Q -- at 8:53 a.m. And you'll see  
10 there's a couple of individuals coming into the  
11 elections office. Do you see that?

12 A Yes.

13 Q The one with the beard and the blue  
14 suit, the backpack, do you recognize him as Jeffrey  
15 Lindberg?

16 A I don't know what the guy looks like.

17 Q Okay. Have you ever seen or met  
18 Jeffrey Lindberg?

19 A No.

20 Q Okay. If you keep flipping to the  
21 next one, page 6, page 7, you'll see that same  
22 investigator we saw on December 11 at the

1 Secretary's office comes into the elections office  
2 on January 20 in the morning around 10:50 a.m.

3 Do you see that?

4 A Yep.

5 Q And if you keep flipping -- and do  
6 you know why he was there? Why that investigator  
7 was there on January 20th?

8 A I have to assume because I --

9 Q I don't want you to guess.

10 A I --

11 Q If you don't know, that's fine.

12 A I don't know. There were three  
13 active investigations from my understanding.

14 Q If you wanted to know why he was  
15 there, who would you ask?

16 A Probably elections division, or  
17 investigations division.

18 Q Investigations division?

19 A Yes.

20 Q And who heads that up today?

21 A Sara Koth.

22 Q How do you spell her last name?

1 A K-O-T-H.

2 Q Okay. Did she take over immediately  
3 after Frances Watson left?

4 A Yeah.

5 Q And when did Ms. Watson leave?

6 A I don't know.

7 Q You don't know.

8 Now if you come to page 11 --

9 A Okay.

10 Q -- January 26, 2021, 10:35 a.m.,  
11 you'll see Jeffrey Lindberg come in again holding a  
12 bag of some sort. And then if you flip to page 12,  
13 you'll see that he comes in and goes into Misty  
14 Hampton's office. Do you see that at 10:35 a.m.?

15 A Sure.

16 Q And do you understand in Coffee  
17 County -- I think most counties are this way, but  
18 in Coffee County, the EMS server room is attached  
19 to the election supervisor's office?

20 MR. TYSON: And I'll object to form.

21 THE WITNESS: I've never seen Coffee  
22 County's election office, so . . .

1 BY MR. CROSS:

2 Q Okay. So you just don't know one way  
3 or the other?

4 A Yeah, I've never seen it.

5 Q That's fine.

6 So if you look at pages 12 and 13,  
7 you'll see that Jeffrey Lindberg comes into the  
8 elections office --

9 A Is that this guy?

10 Q Yes.

11 A Okay.

12 Q He comes in at 10:35 a.m., and about  
13 half an hour later, that same Secretary's  
14 investigator comes into the office, comes inside  
15 and meets with Ms. Hampton. Do you see that? If  
16 you flip through pages 14 and 15.

17 A Okay.

18 Q And so they're talking at 11:08 a.m.  
19 Do you see that?

20 A Okay.

21 Q And then you can see also at 11:08,  
22 11:09 a.m., Jeffrey Lindberg is coming and going,

1 the same guy with the grey beard.

2 A Yeah. Okay.

3 Q And then on page 21, you can see the  
4 Secretary's investigator leaving or walking out of  
5 Misty's office at 11:12 a.m.

6 A Okay.

7 Q Do you see that?

8 A What, 12 -- yeah.

9 Q Pages 21 and 22.

10 A Yeah.

11 Q So do you have any insight into what  
12 communications there were in the Secretary's office  
13 coming out of the Secretary's investigator being in  
14 the office at the same time Jeffrey Lindberg was  
15 there?

16 A No.

17 Q Okay. Who -- if you wanted to know  
18 whether this investigator shared any information  
19 with others at the Secretary's office about that,  
20 who would you ask?

21 A Probably Frances.

22 Q Who would you ask who's still there



1           today?

2                   A       I don't know.

3                   Q       Well, presumably he's an  
4           investigator.  Would the investigative unit be the  
5           place to go?

6                   A       Yeah.

7                   Q       Okay.  And so as you sit here, you  
8           just don't know one way or the other whether what  
9           Secretary Raffensperger said in his interview about  
10          an investigator speaking with Ms. Hampton in  
11          January, whether he was talking about this  
12          individual?  You just don't know?

13                  A       No idea.

14                  Q       Okay.  Have you -- we looked at the  
15          MITRE -- part of the MITRE report, the summary, as  
16          a response to the Halderman report.  Have you,  
17          yourself, read Dr. Halderman's July 2021 report in  
18          this case?

19                  A       I don't believe I have.

20                  Q       Okay.  And have you ever had any  
21          communications with Mark Meadows?

22                  A       No.

1 Q So do you know to what extent he was  
2 involved in any efforts in association with Donald  
3 Trump or the campaign to get access to voting  
4 equipment?

5 A I don't.

6 Q So not someone that you communicated  
7 with or you were aware that others in your orbit  
8 were communicating with on that subject?

9 A No.

10 Q Okay. Does Mike Hassinger report to  
11 you as the director of communications?

12 A Yeah.

13 Q How many direct reports do you have?

14 A Just him. Just me and him.

15 Q Is Pamela Jones still with the  
16 Secretary's office?

17 A I'm not aware.

18 Q You just don't know?

19 A I don't know who she is.

20 Q Okay.

21 A There's 200, 300 employees, I think.

22 MR. CROSS: All right. Thank you,

1 Mr. Sinners. I do not have any further questions  
2 for you at this time.

3 THE WITNESS: Thank you, Mr. Cross.

4 EXAMINATION BY COUNSEL FOR COALITION PLAINTIFFS

5 BY MR. BROWN:

6 Q Mr. Sinners, my name is Bruce Brown.  
7 I represent the Coalition Plaintiffs in this case.  
8 I want to go back to your testimony about the Open  
9 Records Act request with Misty Hampton.

10 A Okay.

11 Q Do you recall that?

12 A Yep, I do.

13 Q Is what -- I just didn't understand  
14 the back and forth there. She contacted you and  
15 told you to make an Open Records Act request on her  
16 behalf to the board. Is that what happened?

17 A I don't know if it's on behalf, but I  
18 think I had gotten a phone call. It was an  
19 interesting discussion with our board. And it may  
20 be of interest and so I put in an open records  
21 request.

22 Q So was that -- I don't mean in any

1 bad way, but as sort of a tip to get more  
2 information?

3 A It was a tip.

4 Q Okay. Moving ahead a little bit to  
5 your visit to Coffee County.

6 A Sure.

7 Q That was, I think, you said on the  
8 12th of December. Is that correct?

9 A That is correct.

10 Q Who did you see down there that you  
11 already knew or that you knew of?

12 I know you met some people at the  
13 steakhouse, but who else did you meet when you were  
14 down there?

15 A Nobody.

16 Q Mr. Preston?

17 A He had -- he had -- he got  
18 interviewed by Alex Kaufman.

19 Q So you didn't see him?

20 A I may have seen him, I may have  
21 shaken his hand. But that was my understanding,  
22 Alex wanted to interview him for Still v.

1 Raffensperger. That's my understanding.

2 Q And where did this interview take  
3 place?

4 A I think the Hampton Inn.

5 Q Who else was at that interview?

6 A I think it was just Alex. There may  
7 have been, you know, like a family member. Nobody,  
8 to my knowledge, from the election -- we didn't --  
9 I didn't, at least. I don't think Alex did, you  
10 know, communicate with election board members or  
11 anything like that. I think -- I thought the  
12 lawsuit was kind of adversarial to that, if that  
13 makes sense.

14 Q Right.

15 But you had communicated with at  
16 least two of the defendants, Misty Hampton, right?

17 A At -- yeah, like sometime before.

18 Q Right. A couple of weeks before.

19 And a number of instances with Eric  
20 Chaney, correct?

21 A I would say like two with Eric  
22 Chaney.

1                   Q       What about with Tony Rowell, do you  
2       know him, Rowell?

3                   A       I don't know.

4                   Q       You never heard that name?

5                   A       Nope.

6                   Q       Apart from Mr. Preston and from the  
7       voters that you ran into at the steakhouse --

8                   A       Uh-huh.

9                   Q       -- who else did you speak to in  
10      Coffee County about voting at all?

11                  A       I -- I don't believe there was  
12      anybody.

13                  Q       I believe you testified you never --  
14      you don't recall any communications with Ed Voyles?

15                  A       I don't -- I don't know him  
16      personally. He could have been there, but I was  
17      off in a separate room. I don't believe he was. I  
18      never met anyone that I -- oh, Ed Voyles.

19                  Q       But do you recall him being  
20      associated with Coffee County elections?

21                  A       No.

22                  Q       Okay. You -- you know Cathy Latham?

1 A Yes.

2 Q And you know her because she was a  
3 prospective elector, one way, right?

4 A That would be one way to which I know  
5 her. I knew her initially because she is the -- or  
6 was the 80,000-county chairwoman of the Georgia  
7 GOP, and so she managed kind of the smaller  
8 counties. So I communicated with her on, you know,  
9 issues of poll watching and getting volunteers.

10 Q She was the head of the committee  
11 that dealt with counties that were less than  
12 80,000?

13 A That's my understanding.

14 Q Okay. And Coffee County is one of  
15 those?

16 A Yes.

17 Q Okay. So you knew her in that  
18 capacity. And she was also a -- what kind of -- I  
19 don't want to be derogatory. What do you call the  
20 electors?

21 A Alternate elector.

22 Q Alternate elector. Okay.

1 And she was also an alternate  
2 elector --

3 A Uh-huh.

4 Q -- right?

5 But is it your testimony that you --  
6 you never communicated with Cathy Latham, either by  
7 text, by Signal, by telephone, in person, or in  
8 writing, about anyone getting access to the voting  
9 equipment in Coffee County in January of 2021?

10 A About this -- about that issue? No.  
11 She never tipped me off, she never -- no.

12 Q Did you ever talk to her after it  
13 happened, including up to today, about it?

14 A Not about -- not about that issue.

15 Q Okay.

16 A She had sent me some information in  
17 early January about like -- I guess, like, an issue  
18 outside the voting precinct. She was concerned  
19 that there were people, like, having parties and  
20 that would, you know, influence votes or something,  
21 you know, that would -- you know, the -- the -- the  
22 150-foot thing regarding the runoff. But no, I



1 never communicated with her on voting machines, you  
2 know, being accessed.

3 Q That was January of 2021, correct?

4 A Yeah.

5 Q Take me through your employment  
6 history just a little more precisely. You worked  
7 for the Trump Campaign, right?

8 A Yes.

9 Q And then at some point, you started  
10 working for the Republican Senate -- a senatorial  
11 campaign, correct?

12 A For the runoffs.

13 Q Okay.

14 A Yeah.

15 Q How did that -- how did that  
16 transition work?

17 A Because, you know, as I said  
18 previously, I think after the lawsuit was filed,  
19 the operations of the Trump Campaign went to zero,  
20 and my relationship was that I was more of a  
21 Georgia GOP staffer running their election day  
22 operation. And so when the senate runoffs came

1           into full view, that's where my attention went.

2                   Q       And which -- you referred to the  
3           lawsuit. There are a lot of --

4                   A       Trump v. Raffensperger.

5                   Q       Okay. And is the Trump v.  
6           Raffensperger case the one that was tied to the  
7           alternative electors?

8                   A       That would be my understanding.

9                   Q       Okay. So they were prospective in  
10          that they weren't electors unless and until that  
11          lawsuit was successful?

12                  A       That -- that would be an accurate  
13          characterization.

14                  Q       And you -- when you talk about it,  
15          you're careful to say "prospective electors." And  
16          you have not represented to people that they were  
17          actual members of the electoral college, right?

18                           MR. TYSON: Object to form.

19                           THE WITNESS: I don't believe that to  
20          be the case. Yeah, there's no -- no idea in my  
21          mind that they were the real ones. It was that  
22          they -- we need -- the campaign and the Georgia GOP

1           needed to have them in waiting in the event that  
2           this court challenge was successful.

3           BY MR. BROWN:

4                   Q       The -- okay.

5                           I want to turn a little bit to the --  
6           to the Still lawsuit and we'll go through some  
7           things quickly on that.

8                   A       Okay.

9                           MR. BROWN:   Bryan is serving as my  
10          assistant on the exhibit number front for today.

11                          MR. TYSON:   31 is your magic number,  
12          sir.

13                          MR. BROWN:   Thank you, sir.

14                           (Sinners Deposition Exhibit Number 31  
15          marked for identification.)

16          BY MR. BROWN:

17                          Q       Let me hand you what I will mark as  
18          Exhibit 31.

19                          MR. BROWN:   It was Tab 53?   You just  
20          said the number and I forgot.

21          BY MR. BROWN:

22                          Q       Okay.   Exhibit 31 is an e-mail from

1 Alex Kaufman to you, correct?

2 A Yes.

3 Q And Alex Kaufman was a lawyer for Fox  
4 Rothschild representing the Trump Campaign?

5 MR. TYSON: Object to form.

6 THE WITNESS: I believe his -- his  
7 role was deputy general counsel for the Georgia  
8 Republican Party.

9 BY MR. BROWN:

10 Q Oh, I'm sorry.

11 And in this, you're exchanging a  
12 draft affidavit for Michelle McClain, right, April  
13 Michelle McClain?

14 A Yes.

15 Q And I take it, this is based upon  
16 discussions you had with Ms. McClain while you were  
17 down there in Coffee County?

18 A Yep. I think, yeah, we probably  
19 found her. She said she couldn't vote. She  
20 believed she was a registered voter. Yep.

21 Q And I noticed that a couple of  
22 these -- that the affidavits that you obtained to

1 support the case had to do with messed-up  
2 registration, for the most part, correct?

3 A I -- sure.

4 Q I mean, it wasn't like vote  
5 flipping --

6 A No.

7 Q -- or anything like that?

8 A No.

9 Q Okay. And then let me hand to you,  
10 this will be quick, Exhibit 32.

11 (Sinners Deposition Exhibit Number 32  
12 marked for identification.)

13 BY MR. BROWN:

14 Q And Exhibit 32 is another similar  
15 e-mail between you and Mr. Kaufman, attaching an  
16 affidavit that was to be used in the Still's  
17 lawsuit, correct?

18 A Yes.

19 Q If you would turn back to 31.

20 A To April McClain?

21 Q Yeah.

22 A Yeah.

1                   Q       Was there any effort to -- before you  
2       filed the lawsuit, do you know, to determine  
3       whether these people actually should have been  
4       recognized as registered voters?

5                   A       I don't know. You know, I was just  
6       there for the notary.

7                   Q       I'm going to give you this  
8       opportunity, and please take this the right way --

9                   A       Okay.

10                  Q       -- okay?

11                         But to flesh out your testimony on  
12       why you were down there and what you were doing --  
13       and there's nothing illegal about collecting  
14       affidavits for a lawsuit. Okay?

15                  A       Okay.

16                  Q       There's nothing illegal about  
17       notarizing affidavits for a lawsuit, even if the  
18       lawsuit is completely frivolous. That's not  
19       illegal either.

20                         On the day that you also e-mailed the  
21       fake electors -- I'm sorry, the prospective  
22       electors, to keep everything discrete --

1 A Uh-huh.

2 Q -- you're in Coffee County for the  
3 sole purpose of notarizing affidavits, when you end  
4 up notarizing those affidavits over Zoom anyway,  
5 right?

6 A I don't know. I think this might  
7 have been -- or I don't see where -- I need  
8 clarification on where you're --

9 Q Well, I mean, you said -- in response  
10 to questions from Mr. Cross, you said you went down  
11 there because you were a notary and --

12 A Yeah.

13 Q -- you know, didn't have anything  
14 else to do?

15 A Helping out with the campaign however  
16 I could.

17 Q Okay. And -- but you really didn't  
18 need to be down there to be notarizing, because you  
19 could have done that -- because, as David pointed  
20 out, there's plenty of notaries in Coffee County.  
21 And if they specifically needed you to notarize,  
22 you could have done it over Zoom, right?

1 A I don't --

2 MR. TYSON: Object to form.

3 THE WITNESS: I don't if at 8:30 at  
4 night. He wanted some help and asked me if I could  
5 go with him.

6 BY MR. BROWN:

7 Q All right.

8 A He didn't want to have to go, you  
9 know, drive around and find a notary.

10 Q Is there anything else that you could  
11 tell us that would make it seem a little bit less  
12 implausible that that's the only reason why you  
13 went down there?

14 A I mean, I went --

15 MR. TYSON: Object to form.

16 THE WITNESS: -- down there because  
17 it had been described that Coffee County had  
18 bungled their election and there was an interest in  
19 finding out anything related to the election and  
20 future elections and the runoff. And I think --  
21 you know, I don't recall the Still suit, but I  
22 think there's -- they were asking for some relief



1 in regards to the runoff.

2 BY MR. BROWN:

3 Q Okay. We'll get to that in a second.

4 This is changing the topic slightly,  
5 but it's in the right time period. Let me hand you  
6 what's been marked as Exhibit 33.

7 (Sinners Deposition Exhibit Number 33  
8 marked for identification.)

9 BY MR. BROWN:

10 Q Exhibit 33, for the record, is a  
11 December 16, 2020 Presidential Findings. This is a  
12 draft executive order. Do you -- if you -- have  
13 you seen this before, the draft executive order?

14 A I've heard about it.

15 Q You heard it was presented to the  
16 President and never executed?

17 A Yeah, I've heard that in the media.

18 Q And did you know that this  
19 presidential order specifically references Coffee  
20 County?

21 A Sure.

22 Q And --

1 A Coffee and Ware Counties, yeah.

2 Q And did you -- did you have any role  
3 in getting information to anybody that was involved  
4 in the presidential findings?

5 A Not that I'm aware of.

6 Q Okay. I understand not to --

7 A I have -- I have never -- yeah, this  
8 stuff, no.

9 Q Just one thing is like I don't  
10 remember being an NBA player either, but --

11 A I have never discussed a presidential  
12 order or going and getting information for a  
13 presidential order ever.

14 Q And had you, you would have  
15 remembered it, fair to say?

16 A I would have remembered it.

17 Q Okay. Fair enough.

18 All right. Let me hand you what's  
19 been marked as Exhibit 34. Exhibit 34 is Tab 56,  
20 which is the Still -- which we have been referring  
21 to as the Still lawsuit.

22

1 (Sinners Deposition Exhibit Number 34  
2 marked for identification.)

3 BY MR. BROWN:

4 Q And you testified that that group of  
5 prospective electors that we've been talking about,  
6 and that you advised to be discreet, were not  
7 official electors and that you did not represent  
8 them to be official electors, correct?

9 A I didn't represent them period.

10 Q Okay. Represent them to be, say that  
11 they were.

12 A Yeah.

13 Q And they were not official until --  
14 unless and until there was a successful election  
15 challenge, correct?

16 A That was my understanding of how that  
17 process was supposed to unfold.

18 Q Okay. Well, look at how Shawn Still  
19 describes himself in the very top of this lawsuit.

20 A Okay.

21 Q Right at the very top.

22 Shawn Still, what does it say?

1                   A        "In his capacity as a voter and as an  
2       official presidential elector."

3                   Q        That's false, correct?

4                   A        Yeah, I don't believe that that's  
5       accurate.

6                   Q        And then he says it again in the  
7       first -- and he knew that, too, right?

8                   MR. TYSON: Object to form.

9                   THE WITNESS: I can't speak for what  
10      Mr. Still thought or believed.

11      BY MR. BROWN:

12                  Q        But I mean, you've talked to -- you  
13      talked to Mr. Still before this was filed, correct?

14                  A        I think to notarize something.

15                  Q        And you didn't -- do you know of  
16      anybody telling him that he was an official  
17      presidential elector?

18                  A        I do not.

19                  Q        Do you know of any facts that would  
20      have led him to believe that he was an official  
21      presidential elector?

22                  A        I do not.

1 MR. TYSON: Object to form.

2 BY MR. BROWN:

3 Q Let me direct your attention to the  
4 first paragraph of the lawsuit --

5 A Okay.

6 Q -- where it says, "Comes now  
7 Petitioner, Shawn Still, in his capacity as a voter  
8 and presidential elector." Do you see that?

9 A Sure.

10 Q And he didn't do anything in the  
11 capacity as a presidential elector, did he?

12 MR. TYSON: Object to form.

13 THE WITNESS: I don't believe that  
14 would be the case.

15 BY MR. BROWN:

16 Q Okay. Turn to the last page of  
17 Exhibit 34.

18 A Okay.

19 Q Now, you notarized that, correct?

20 A I did.

21 Q Now, there's -- when you notarize  
22 something, you understand that you're not saying

1           that what the affiant is saying is true --

2                   A       True.

3                   Q       -- you're saying that the affiant  
4           signed it, correct?

5                   A       I don't believe that the job of a  
6           notary is to attest to the truth of the document --

7                   Q       Exactly.

8                   A       -- but that they presented itself as  
9           being true and believed that they were true and  
10          took an oath that it's true.

11                  Q       Correct.

12                  A       And I swore him as.

13                  Q       And so -- but Shawn Still actually  
14          did verify this lawsuit, right?

15                  A       That's -- yeah.

16                  Q       But he knew at the time, and you knew  
17          at the time, that the lawsuit was false?

18                           MR. TYSON: Object to form.

19                           THE WITNESS: I never read the  
20          lawsuit, so . . .

21          BY MR. BROWN:

22                  Q       But he would have known that it was

1 false?

2 A He may have.

3 MR. TYSON: Object to form.

4 BY MR. BROWN:

5 Q Okay.

6 A I'm not aware. I can't speak for  
7 Shawn.

8 And also this was filed before the  
9 electoral college met, so he -- yeah, I don't know.

10 Q False, but hopeful, would that be a  
11 better way to describe it?

12 A I don't know.

13 Q Given -- given your role, whatever it  
14 was, with the alternative electors, did you speak  
15 with Shawn or with Kurt Hilbert or with CG --  
16 what's his name?

17 A Chris.

18 Q -- Chris, about Shawn Still taking  
19 the position in a lawsuit that because he was a  
20 presidential elector and because he was a member  
21 of -- of the electoral college, that he needed to  
22 get immediate relief?

1                   A       I did not discuss the details of the  
2       lawsuit as I am not a lawyer.

3                   Q       I didn't ask about details.

4                             Did you talk about any of that  
5       generally or notionally or anything?

6                   A       I -- no. I mean, not that I'm aware  
7       of.

8                   Q       Okay. Now, the -- the -- I'm not  
9       going to get you to go through this, okay, but it  
10      doesn't -- it's not about the senatorial campaign.  
11      You know that, right?

12                  A       Fair. I mean, I didn't get involved  
13      in the litigating as I'm not a lawyer, so . . .

14                  Q       Okay. So instead, it makes  
15      allegations about the problems in Coffee County.  
16      You knew that, right?

17                  A       Yeah. We had been hearing about  
18      problems in Coffee County a lot.

19                  Q       Right.

20                             And Coffee County at that -- when  
21      this was drafted, the problems in Coffee County  
22      weren't about the senate election, they were about



1 the --

2 A Yeah, they were about --

3 Q -- presidential election?

4 A -- the presidential election.

5 Q Okay. Do you know why the Shawn  
6 Still lawsuit was filed if the main -- well, let me  
7 back up a little bit.

8 And you may have touched on this in  
9 your answers to Mr. Cross, but with the Trump v.  
10 Raffensperger case already pending --

11 A Uh-huh.

12 Q -- what did the Shawn Still versus  
13 Brad Raffensperger case add to the mix from the  
14 Republican Party's standpoint?

15 MR. TYSON: I'll object to form.

16 You can answer if you know.

17 THE WITNESS: It may have -- I don't  
18 know. Yeah, I can't speculate. It may have been  
19 another area of opportunity for the Republican  
20 Party.

21 MR. CROSS: Which exhibit is the  
22 filing?

1 Which one was Exhibit 32?

2 MS. CINO: Exhibit 32 --

3 MR. TYSON: Alyssa Hope Taylor, the  
4 e-mail from Alex Kaufman to Rsinners, attaching  
5 affidavit of Alyssa Hope Taylor.

6 BY MR. BROWN:

7 Q In some ways, though, the Still  
8 lawsuit is sort of a friendly lawsuit in that Still  
9 is filing suit against Chaney, who already sort of  
10 agrees with the Plaintiff, right?

11 A They may have. They're Republicans,  
12 they probably thought something was off. I don't  
13 know.

14 Q Now, the -- hold on a second.

15 MR. BROWN: Just for the record, I'm  
16 going to get this in.

17 BY MR. BROWN:

18 Q I'm handing you what's been marked as  
19 Exhibit 35.

20 (Sinners Deposition Exhibit Number 35  
21 marked for identification.)  
22

1 BY MR. BROWN:

2 Q Do you recall that -- well, let me  
3 back up a second, Mr. Sinners.

4 You got back on the plane to go back  
5 to Atlanta, and then it was your understanding that  
6 the lawsuit was going to be filed right away,  
7 right?

8 A Yeah, I imagine that.

9 Q Okay. And the next day the  
10 prospective electors met, right?

11 A Yes.

12 Q Okay. And you needed to get the  
13 lawsuit filed within five days of the  
14 certification, correct?

15 MR. TYSON: Object to form.

16 THE WITNESS: I --

17 BY MR. BROWN:

18 Q Do you recall that?

19 A I think that -- I think there's  
20 something wrong about that.

21 Q Okay. And just for the record,  
22 Exhibit 35 is the "Motion and Incorporated Brief in

1 Support of Relate Filing Date Back to Initial  
2 Submission Date." Do you see that?

3 A Sure.

4 Q And do you recall the difficulties  
5 that Mr. Hilbert was experiencing getting the  
6 Fulton Superior Court to actually docket the  
7 complaint on time or promptly?

8 Do you remember any of that?

9 A I heard some vague conversation that  
10 people were having issues filing lawsuits, but I  
11 thought it related to -- yeah, I mean, this was all  
12 happening at Kurt's firm. I -- yeah.

13 Q Did you do anything with the lawsuit  
14 in between the time it was filed and the time that  
15 it was dismissed, which is the same -- well --

16 A Like this lawsuit?

17 Q Yes, the Still lawsuit.

18 A No.

19 Q Okay. Were you -- did you  
20 participate in any sort of discussions relating to  
21 getting the lawsuit filed on the defendants,  
22 formally filed?

1                   A        I don't know. I need some  
2                   clarification. I didn't discuss the filing and the  
3                   lawyering of this lawsuit, like -- no.

4                   Q        Who was paying Mr. Hilbert to file  
5                   this lawsuit?

6                   MR. TYSON: Object to form.

7                   THE WITNESS: I believe he had been  
8                   retained at some point by the Trump Campaign, but I  
9                   don't know if that's to file this. I mean, I don't  
10                  know.

11                  BY MR. BROWN:

12                  Q        Okay. He was just -- he was  
13                  generally on retainer by the Trump Campaign and  
14                  this might have come out of the funding. Is that  
15                  right?

16                  MR. TYSON: Object to form.

17                  THE WITNESS: I believe Trump -- I  
18                  believe Kurt overtook, like, the dealings with the  
19                  original Trump v. Raffensperger lawsuit.

20                  BY MR. BROWN:

21                  Q        Okay. So he handled the Trump v.  
22                  Raffensperger lawsuit and the Still lawsuit, to the

1 best of your knowledge?

2 A I believe at some point he, like,  
3 became involved in that initial --

4 Q Okay.

5 A -- lawsuit.

6 Q I see.

7 I'll hand you what we marked as  
8 Number 36.

9 MR. BROWN: I'm sorry, it's Tab 59.  
10 (Sinners Deposition Exhibit Number 36  
11 marked for identification.)

12 BY MR. BROWN:

13 Q There's just one thing that I want to  
14 ask you about on this one, on 36. 36 is also the  
15 Shawn Still lawsuit, is the certificate of service  
16 of summons petition and discovery. Do you see  
17 that?

18 A Sure.

19 Q On page 2, it says that Anthony  
20 Rowell, the Coffee County attorney, informed  
21 counsel for petitioners that he would acknowledge  
22 and waive Service of Process.

1 Did you have any knowledge of the  
2 attorney for Coffee County acknowledging and  
3 waiving Service of Process of the papers?

4 A No.

5 Q And did you know that Mr. Rowell  
6 never gave a copy of the lawsuit to any of the  
7 board members? Did you know that?

8 A No.

9 Q And did you know that Mr. Rowell is a  
10 partner of one of your prospective electors, Brad  
11 Carver. Did you know that?

12 A Is he at Hall Booth Smith?

13 Q He is.

14 A Okay.

15 Q Let me hand you what's been marked as  
16 Exhibit 37, which is Tab 25.

17 (Sinners Deposition Exhibit Number 37  
18 marked for identification.)

19 BY MR. BROWN:

20 Q Thirty-seven is an e-mail from you to  
21 Kurt Hilbert, right?

22 A I don't believe that's accurate.

1 Q Oh, I'm sorry. I apologize.

2 It's an e-mail from Shawn Still to  
3 Kurt Hilbert that copies you, correct?

4 A Sure.

5 Q And in it Shawn Still says, "Good  
6 morning. Just checking in. Haven't seen anything  
7 online about this yet."

8 Do you know what they're referring  
9 to?

10 A Probably about the lawsuit.

11 Q About his lawsuit?

12 A Yeah.

13 Q And if you go down further, right in  
14 the middle, he says, "Hi all, I'm wondering if this  
15 was received by the court and if any action will be  
16 taken this morning. Meeting at the Capitol today  
17 at 11:00."

18 That would have been your meeting  
19 that you -- I'm sorry. The meeting that you  
20 described earlier of the prospective electors,  
21 correct?

22 A Yes.



1                   Q       So what was the relationship, if any,  
2                   between the filing of the Still lawsuit and the  
3                   meeting of the electors?

4                   MR. TYSON:   Object to form.

5                   THE WITNESS:   I can't think of any.  
6                   I mean, I believe I was cc'd on this because we  
7                   needed this verification completed, so I notarized  
8                   it.

9                   BY MR. BROWN:

10                  Q       Who is Christina Reed?

11                  A       She is a lawyer who helped out on  
12                  the, like, hotline.

13                  Q       Who does she work for?

14                  A       No idea.

15                  Q       Like one of the volunteer lawyers?

16                  A       Yeah, she was a legal volunteer.

17                  Q       I'm going to hand you what's been  
18                  marked Exhibit 38, Tab 28.

19                           (Sinners Deposition Exhibit Number 38  
20                           marked for identification.)

21                  BY MR. BROWN:

22                  Q       All right.   What were you notarizing

1 for Eric Chaney on or about December 10?

2 A I would assume it would have to have  
3 been an affidavit.

4 Q For the lawsuit?

5 A It says "For today's testimony  
6 virtually notarized." I was like the only notary  
7 in the --

8 Q Did -- I can go back and look, but  
9 did he -- did he notarize anything in the lawsuit?

10 A I don't know.

11 Q Okay. So you just don't remember  
12 what he was having notarized?

13 A I think it probably had your  
14 affidavit "for today's testimony virtually  
15 notarized." I would assume that meant he had an  
16 affidavit and for today's testimony to be virtually  
17 notarized.

18 Q What testimony was he giving today?

19 A Probably one of those hearings or  
20 something.

21 Q Do you think it was for a legislative  
22 hearing or a court hearing?

1 A Probably the legislative hearing.

2 Q Or the senate hearings --

3 A Yes.

4 Q -- one of those things?

5 You have -- you have described -- I  
6 think your frustration had a lot of -- of the  
7 incredible allegations that were being made -- or  
8 allegations that you learned to be not credible in  
9 the November/December/January time frame. Fair to  
10 say?

11 A Yeah.

12 Q And that like, for example, what  
13 Scott Hall was telling you about those elections,  
14 right?

15 A Sure.

16 Q And as a citizen, and now as a public  
17 official, you would agree that it's important not  
18 to repeat or broadcast incredible claims that might  
19 damage the integrity or the faith that people have  
20 in the elections, right?

21 MR. TYSON: Object to form.

22 THE WITNESS: Yeah, I -- I think if

1           you know something to be wrong, don't -- don't be  
2           spreading it out on the airwaves.

3           BY MR. BROWN:

4                   Q       And I believe that even after you  
5           heard the recording of Mr. Hall speaking with  
6           Ms. Marks, you still didn't believe it, correct?

7                   A       Yeah, I didn't believe it.

8                   Q       And you described Mr. Hall, I think,  
9           as crazy?

10                  A       I would say he seemed to me to be a  
11           little excited.

12                  Q       And therefore not credible?

13                  A       I did not believe that he was an  
14           authoritative source of election information.

15                  Q       Right.

16                           And that he was bonkers?

17                  A       Those are your words.

18                  Q       But the Secretary has seen fit to  
19           attack Ms. Marks for not immediately broadcasting  
20           and repeating the allegations that he had made,  
21           which you did not even believe a year later when  
22           you heard them in a recorded telephone

1 conversation, right?

2 MR. TYSON: Object to form.

3 THE WITNESS: I believe she has  
4 described that as evidence and did not share that  
5 with the appropriate authorities. True the Vote  
6 has done the same exact thing, they have been  
7 saying, evidence, evidence, evidence, not even  
8 turned over anything to the SEB.

9 BY MR. BROWN:

10 Q Well, I don't --

11 A My beef is not with Marilyn Marks.

12 Q Right.

13 But the Secretary to deflect  
14 criticism for the way the Secretary's handling of  
15 this investigation says -- first it gives various  
16 accounts for their investigation, they're on it,  
17 they've been on it, right?

18 And then the next thing they say is  
19 some variation of, if this were important, than  
20 Marilyn Marks should have disclosed it earlier, as  
21 if it's not a legitimate area of inquiry.

22 But you're telling us today that the

1 very person that Marilyn Marks didn't trust enough  
2 to make a public broadcast of it, to you was  
3 bonkers, crazy, excitable, not credible, not an  
4 authoritative source for election information,  
5 correct?

6 MR. TYSON: Object to form.

7 THE WITNESS: I don't believe he's an  
8 election expert. That doesn't mean he didn't break  
9 into the machines. See something, say something.

10 BY MR. BROWN:

11 Q Do you think it's fair to -- to  
12 attack Ms. Marks for not immediately repeating  
13 what --

14 A I think if you have a belief --

15 MR. TYSON: Object to form.

16 THE WITNESS: -- to use in a lawsuit,  
17 maybe share it with somebody. I mean, that's just  
18 my personal opinion.

19 BY MR. BROWN:

20 Q Right.

21 But when you have enough  
22 corroborating evidence to make it credible,

1 correct? But not before then, correct?

2 MR. TYSON: Object to form.

3 THE WITNESS: I don't know. If it's  
4 a tip.

5 BY MR. BROWN:

6 Q But did you -- with -- with what he  
7 told you about Venezuela. Okay?

8 A I don't know if he said that, but  
9 that is to the effect of the things he was --

10 Q I'm using that as a for example.

11 A Right.

12 Q You didn't turn around and call the  
13 Secretary of State then to make a tip, did you,  
14 about what Hall told you?

15 A No, but --

16 MR. TYSON: Object to form.

17 THE WITNESS: -- I think they've  
18 known about those sort of claims being made. I  
19 mean, Mike Lindell, and all the other election  
20 advocates, were out there saying all sorts of  
21 stuff, so you know.

22 BY MR. BROWN:

1 Q That's just too easy.

2 All right. Let me hand you what's  
3 been marked as 39.

4 (Sinners Deposition Exhibit Number 39  
5 marked for identification.)

6 BY MR. BROWN:

7 Q This is Tab 29.

8 A I think this is the same thing you  
9 just gave me. Yeah, I think this is the same thing  
10 that you just gave me.

11 Q Okay. Hand it back. Yeah, hand it  
12 back. I'm going to hand to you -- I'm going to  
13 mark what I've already handed to you as Exhibit 39,  
14 which is Tab -- probably Tab 29. And see if that's  
15 the same.

16 MR. TYSON: Do you have this yet?  
17 You don't have this one yet.

18 MS. CINO: This is 37.

19 MR. TYSON: Oh, it's the same as 37?  
20 Okay.

21 THE WITNESS: This seems to be the  
22 same thread.



1 MR. TYSON: It is the same thread,  
2 but it's a different e-mail.

3 THE WITNESS: It is a different  
4 e-mail, but it's the same words.

5 MR. BROWN: Okay. I'll withdraw  
6 that. We are not marking anything yet as 39.

7 Let me hand you what I will for  
8 real mark as 39, and that is Tab 33.

9 MR. TYSON: So this is 39?

10 MR. BROWN: Yes. And Exhibit 39 is  
11 Tab 33.

12 BY MR. BROWN:

13 Q Who is Christina Norton?

14 A She was a team member for the NRSC.

15 Q What is the NRSC?

16 A National Republican Senatorial  
17 Committee.

18 Q I'm trying to figure out what this is  
19 about, but what is the war room that she is  
20 referring to?

21 A The election incident hotline.

22 Q I just didn't hear you.

1 A The election incident hotline.

2 Q And is that something that is here or  
3 somewhere else?

4 A It was at the Georgia GOP. It's what  
5 I ran for the campaign.

6 Q Okay. Let me back up. I was asking  
7 you a minute ago and then we got sidetracked about  
8 your transitions and your work.

9 A Okay.

10 Q When you were working on the Trump  
11 Campaign, who was your direct report?

12 A An RNC official named Tom Stoner.

13 Q Sterner?

14 A Stoner.

15 Q Stoner.

16 And did people work for you?

17 A I had an intern like ten hours a week  
18 for up until August, and then Chris Gardner came  
19 down and helped me. But yeah, I was the only EDO  
20 staffer.

21 Q Okay. And then when you transitioned  
22 over to the -- I guess the Georgia Republican

1 Party, correct?

2 A Well, NRSC. I mean, all of this work  
3 was done at the Georgia GOP. Campaigns don't  
4 exactly -- in a presidential year, you don't  
5 exactly have much compartmentalization for a  
6 post-election ever.

7 Q Okay. But your employer -- just  
8 technically your employer was -- take me through  
9 your technical employers from before the election  
10 until you joined the Secretary of State.

11 A From before the election?

12 Q Yes.

13 A Like I --

14 Q Mid 2020.

15 A Mid 2020. Yeah. I came down in June  
16 to Georgia to oversee the election day operation  
17 for the Trump Campaign --

18 Q And your --

19 A -- at the Georgia Republican Party.

20 Q You don't need to pay me.

21 A As a Georgia Republican Party, right,  
22 so all the campaigns tend to share information and

1 share the effort. And the election day operation  
2 was the Georgia Republican Party's in that sense.  
3 And then after the -- after the, you know,  
4 campaign, the general election, we focused our  
5 efforts for the runoff.

6 Q For the senate runoff?

7 A For the senate.

8 Q But you didn't change -- officially,  
9 you did not change employers in that time frame?

10 A I was a contractor for the NRSC.

11 Q Okay. Just -- just explain to me  
12 your -- that employment history. I mean, I can try  
13 to guess the right questions or you can just tell  
14 me.

15 MR. TYSON: Can I help here, Bruce?

16 MR. BROWN: Yeah, tell me.

17 MR. TYSON: Do you know what entity  
18 paid your salary when you got paid?

19 MR. BROWN: Thank you.

20 THE WITNESS: It was Donald J. Trump.

21 MR. TYSON: Okay.

22 BY MR. BROWN:

1 Q Donald J. Trump, the person?

2 A No, the campaign.

3 Q Okay.

4 MR. TYSON: Was that true for the  
5 January runoff as well or was there a change in who  
6 paid you?

7 THE WITNESS: There were both.

8 MR. TYSON: Both what?

9 THE WITNESS: NRSC, Donald J. Trump.

10 BY MR. BROWN:

11 Q Okay. So Donald J. Trump Campaign  
12 paid you until when?

13 A I believe I got my final paycheck on  
14 January 1st. And yeah, I mean the campaigns, you  
15 know, end on, you know, around the night after, you  
16 know, concession.

17 Q Okay. After -- wait. Okay.  
18 After Senator Perdue's concession?

19 A Yes. And Senator Loeffler.

20 Q Okay. And then who paid you after  
21 Trump before the concession?

22 A I don't understand your question.

1 Q Okay. You said you got your last  
2 paycheck from Donald J. Trump around --

3 A Yes.

4 Q -- January --

5 A I had gotten a check from the NRSC to  
6 assist with their efforts, and then, you know, the  
7 campaign ends. You go on to bigger and better  
8 things. I went down to Savannah for five days on  
9 vacation, and then I went to Key West, then looked  
10 for new jobs.

11 Q Okay. Thank you for that  
12 information.

13 I'm just going to hand you 12. It  
14 has my notes on it, but I'm just going to ask you a  
15 very quick question about it. Yeah, it's going to  
16 be down a bit.

17 MR. TYSON: It's this one.

18 THE WITNESS: Sure.

19 BY MR. BROWN:

20 Q Do you know who prepared the schedule  
21 that is attached to Exhibit 12?

22 A Like this?

1 Q Yes.

2 A No.

3 Q Okay. I don't want to get into the  
4 details of what happened in Coffee County, but the  
5 bottom line is the hand recount confirmed that the  
6 votes for Trump and for Biden on election day were  
7 exactly correct.

8 A Okay.

9 Q Is that about right?

10 A I -- I don't know. I thought it was  
11 like a vote discrepancy or something.

12 Q Right. That -- that Jorgensen got  
13 one more vote in the recount?

14 A Okay.

15 Q Right? Isn't that correct?

16 A Sure. I'll take a look. Sure. Yep.

17 Q Explain to me, given your initial  
18 skepticism right after the election, going to your  
19 resistance to the deniers, how towards the end of  
20 that process you would file suit against Coffee  
21 County when they were one vote off.

22 A I didn't file suit against Coffee

1 County.

2 Q But you -- you were comfortable with  
3 the people that you were working with filing suit  
4 against Coffee County for that?

5 A I was --

6 MR. TYSON: Object to form.

7 THE WITNESS: -- comfortable with the  
8 lawyers that the Trump Campaign had retained, the  
9 lawyers for the Georgia GOP, Alex Kaufman. I mean,  
10 I -- I believe they're good lawyers, and their  
11 judgment -- you know, I trust their judgment.

12 BY MR. BROWN:

13 Q I may have asked this. Did you make  
14 any other visits to Coffee County other than the  
15 one on December 12th?

16 A No.

17 Q I believe you testified that you had  
18 never communicated, to your knowledge, with Phil  
19 Waldron. Is that right?

20 A No, I have not.

21 Q Let me -- when you were in Coffee  
22 County, you're looking for people -- you said you



1 arrived there like royalty because you were with  
2 the Trump Campaign --

3 A Uh-huh.

4 Q -- right?

5 This is December 12th, after the vote  
6 had been certified by the Secretary of State,  
7 correct?

8 A That makes sense.

9 Q And this is after you already -- your  
10 initial skepticism in the accuracy of the results  
11 had gone away, correct?

12 A Yeah. I mean, you know, I still  
13 thought maybe there was something that we could  
14 find. I remember in the recount that they were  
15 finding ballots that got unscanned in Floyd County  
16 and Fayette County, and stuff like that. So, you  
17 know, you always want to unturn every stone.

18 Q Well, up to what point?

19 A I mean, until it seemed impractical.  
20 And the fact that you have a senate runoff three  
21 weeks away, that you're already dealing with some  
22 of these wackos that are telling people not to

1           vote, that the machines will flip your votes and  
2           you're trying to do damage control.

3                   Q       Let me -- you -- you -- we've seen  
4           the things from Harry MacDougald and others, and  
5           you've testified that following the general  
6           election, the November -- the election day in  
7           November, following that --

8                   A       Uh-huh.

9                   Q       -- you received a lot of complaints  
10          from people about the Dominion System and how  
11          unreliable it is and how it can -- how people can  
12          use it to switch votes, et cetera.

13                           Are you with me?

14                   A       Sure.

15                   Q       Did any of those people complain  
16          before Donald Trump lost the election on  
17          November 3rd?

18                   A       I don't recall.

19                   Q       Do you recall receiving any  
20          complaints about the Dominion System prior to  
21          Donald Trump being defeated on November 3rd, 2020?

22                   A       I think there had been people kind of

1           working that angle for a while. You know, the  
2           occasional -- I think there were people before  
3           voting stopped, like, putting articles and stuff  
4           about it -- I mean, you know, I think this whole  
5           disinformation campaign is deeper than we all  
6           suspect.

7                       I think there may have been, you  
8           know, external actors involved or people with very  
9           bad intentions. I can't really speak to the  
10          complaints I was getting before the election, but  
11          it is possible.

12                   Q       And then the Secretary is aware that  
13          the Dominion System is -- was released and was  
14          uploaded to the internet, right?

15                   A       I'm unaware.

16                   Q       Okay. You didn't know that from  
17          the -- from --

18                   A       No.

19                   Q       -- this lawsuit?

20                   A       I don't recall uploading to the  
21          internet.

22                   Q       You weren't aware that

1 SullivanStrickler made a copy?

2 A Yeah, I mean, it has come to my  
3 attention that that -- that that was the case.

4 Q Right.

5 And that the -- and that  
6 SullivanStrickler's client -- that  
7 SullivanStrickler had uploaded it to the -- to a  
8 ShareFile on the internet. You knew that, correct?

9 A Yes.

10 Q Right?

11 A Yes.

12 Q And that an -- actually, an  
13 unknowable number of people --

14 A Sure.

15 Q -- had made copy to it, right?

16 A Sure.

17 Q Okay. You were asked some questions  
18 about the -- Secretary Raffensperger's interview  
19 with Channel 11.

20 A Sure.

21 Q Okay. He wasn't, like, blindsided,  
22 like, coming out of the office with that interview,

1 was he --

2 A No.

3 Q -- and caught offguard?

4 MR. TYSON: Object to form.

5 THE WITNESS: I believe the -- the  
6 campaign set that up, and I was unaware of it.

7 BY MR. BROWN:

8 Q And you understandably sort of  
9 distanced the Secretary's office, Secretary of  
10 State as an office, from what he said as a  
11 campaigner. Can you -- can you explain that a  
12 little bit?

13 A I don't agree with your  
14 characterization.

15 Q Well, how -- characterize it  
16 correctly.

17 A I didn't do anything. I mean, I kind  
18 of had taken a step back from those issues. I -- I  
19 don't believe that it was -- as a communications  
20 director, that is not the interview that I would  
21 have selected for him.

22 Q It being fact-free?

1                   A       No. I think there were facts in  
2       there. I just --

3                   Q       Incorrect ones?

4                   A       I'm not aware of the -- the whole  
5       timeline and everything you're referencing. So I  
6       mean, it seemed to me like he had not been properly  
7       briefed.

8                   Q       But -- and obviously he should be  
9       properly briefed and give accurate information  
10      whether or not he's working for his campaign or in  
11      his capacity as Secretary of State, correct?

12                         MR. TYSON: Object to form.

13                         THE WITNESS: I believe that any  
14      individual in a position should have the most  
15      accurate and up-to-date information, if possible.  
16      BY MR. BROWN:

17                   Q       Do you know if the Secretary of  
18      State's -- the office is planning to publish any --  
19      a correction or a retraction to the statements that  
20      the Secretary made to Channel 11?

21                   A       I am unaware.

22                   Q       You haven't heard that scuttlebutt

1           around the office or anything?

2                   A       No.

3                   Q       No one has said, "You know, he blew  
4           it. We need to publish something to correct it" --

5                   A       No.

6                   Q       -- "so then people don't think  
7           incorrectly that the Secretary has been honest for  
8           much longer than he really has"?

9                   A       No. I mean --

10                   MR. TYSON: Object to form.

11                   THE WITNESS: -- there were, you  
12           know, open investigations into Coffee County. And  
13           I think -- you know, I'm not sure what those  
14           composed. I think if you're an elections official  
15           being interviewed by an SOS investigator and you  
16           don't share "Oh, by the way, I have these -- you  
17           know, these random people in my office scanning  
18           voting machines," I think you're not being  
19           truthful. So I don't think there's a whole -- you  
20           know, that's not an incorrect interview. It's just  
21           not a good interview.

22                   BY MR. BROWN:

1                   Q       Well, yeah, there are many  
2       representations there, and one was this  
3       characterization that -- about Misty Hampton, okay,  
4       and that she had not told the whole truth.

5                   A       Yes.

6                   Q       Fair enough?

7                   A       I believe that to be accurate.

8                   Q       Other representations though were  
9       about when the Secretary's office had begun the  
10      investigation. Those also were not correct, right?

11                   MR. TYSON: Object to form.

12                   THE WITNESS: I mean, there were  
13      three investigations into Coffee County, so --  
14      BY MR. BROWN:

15                   Q       Okay. But you know -- you know and I  
16      know -- don't play games with me.

17                   A       I'm not playing games.

18                   Q       You know that the Secretary and  
19      Channel 11 wasn't talking about that stray absentee  
20      voter complaint in Coffee County when he was  
21      talking to Doug Richards on Channel 11, instead the  
22      subject matter was the breach that -- that was in



1 the news, right? That's what Raffensperger -- what  
2 Secretary Raffensperger was talking about?

3 A He was discussing --

4 MR. TYSON: Object to form.

5 THE WITNESS: -- the breach and --  
6 and the unauthorized access in the news.

7 BY MR. BROWN:

8 Q Right.

9 And so he was talking about that  
10 unauthorized access. And he said, "We've been  
11 investigating that since right after it happened."

12 And that is just not true, right, or  
13 is it?

14 MR. TYSON: Object to form.

15 THE WITNESS: I disagree. I mean, I  
16 believe when you go and you replace an EMS and from  
17 what you've shown me about Chris Harvey's e-mails,  
18 that they looked into it. So, you know.

19 BY MR. BROWN:

20 Q Okay. So before they knew about it,  
21 they looked into it. Is that what you're telling  
22 me?

1 MR. TYSON: Object to form.

2 THE WITNESS: I don't -- I don't  
3 know. I mean, I'm not sure of the timeline.

4 BY MR. BROWN:

5 Q Okay.

6 A So --

7 Q But in any event, you're not aware of  
8 any efforts by the Secretary of State's office to  
9 set the record straight following his interview  
10 with Doug Richards, right?

11 A Yeah. It seems like Mike sent some  
12 updates to reporters of "This is the actual date."  
13 Yeah, he had done that.

14 Q Who was the -- who was his assistant  
15 who corrected him while he was actually being  
16 interviewed, do you know?

17 MR. TYSON: Object to form.

18 THE WITNESS: I don't know if there  
19 was -- I don't know.

20 BY MR. BROWN:

21 Q You don't know his assistant?

22 A I'll find it. Hang on a second.

1 MR. TYSON: And this is the interview  
2 that the campaign set up, so I'm not sure -- I  
3 think we've established he didn't have any  
4 knowledge, but you can ask him.

5 THE WITNESS: Right. I don't know  
6 what -- I don't know.

7 BY MR. BROWN:

8 Q But there -- there was a staffer who  
9 was referenced who actually miscorrected the -- the  
10 Secretary, I think. And you'll see the timeline.

11 Would you look at Exhibit 20?

12 A Yeah.

13 MR. TYSON: Yeah. All right. Those  
14 are the highlights, yeah.

15 BY MR. BROWN:

16 Q Exhibit 20 is the exhibit that says,  
17 "Questions Raised in Timeline of State" --

18 A Yeah.

19 Q -- "Response to Coffee County  
20 Breach." Do you see that?

21 A Yes.

22 Q Do you know who the aide to

1 Raffensperger is there?

2 A "A representative with the Secretary  
3 of State's office clarified"?

4 Q Yeah.

5 A It probably would have been Mike.

6 MR. TYSON: But do you know?

7 BY MR. BROWN:

8 Q Mike who?

9 A Hassinger.

10 Q Okay. But Mr. Hassinger doesn't  
11 work -- does he work for the campaign also?

12 A No.

13 Q Okay. Who is the aide to  
14 Raffensperger, corrected the Secretary? It's  
15 almost real time.

16 MR. TYSON: It's in the interview,  
17 yeah. It was during the interview it seems like.

18 MR. BROWN: Right.

19 MR. TYSON: Yeah.

20 THE WITNESS: I mean he may have had,  
21 like, Jordan with him. I -- she was the campaign  
22 manager. I do not know who -- who his aide is.

1 BY MR. BROWN:

2 Q Okay. It's all right.

3 You were asked some questions about  
4 the RLAs and the barcodes, and I just wanted to  
5 clarify your response to that.

6 Do you recall that back and forth?

7 A Sure.

8 Q Mr. Cross had asked some questions,  
9 but you acknowledged that it's the barcode that  
10 actually gets counted, not the human-readable text.

11 Are you with me?

12 A Sure.

13 Q Okay. Are you aware of anything in  
14 the RLA that checks the barcode to the  
15 human-readable text?

16 A No.

17 Q Okay.

18 MR. BROWN: I have more questions,  
19 but I need to get organized. So let's take a  
20 ten-minute break.

21 VIDEOGRAPHER: The time is 3:38 p.m.  
22 We are off video record.

1 (Recess from 3:38 p.m. to 4:05 p.m.)

2 VIDEOGRAPHER: The time is 4:05 p.m.

3 We are back on video record.

4 BY MR. BROWN:

5 Q Mr. Sinners, we've talked a lot about  
6 the Coffee -- the trip to Coffee County. I just  
7 have a couple more on that.

8 A Okay.

9 Q You testified that Alex had spoken  
10 with -- Alex Kaufman had spoken with Mr. Preston, I  
11 think.

12 A Yes.

13 Q Who else did he speak with down  
14 there?

15 A I'm not sure.

16 Q Did he speak with other people, you  
17 just weren't in the room or --

18 A There may have been two or three  
19 witnesses they interviewed. I'm -- you know, I'm  
20 not entirely sure.

21 Q Do you know whether he spoke with any  
22 Coffee County election officials when he was down

1           there?

2                   A       I don't believe that to be the case.

3                   Q       You don't believe he did?

4                   A       I don't think he did.

5                   Q       Okay. Who set up the meeting with  
6           Preston? How did you know to contact him?

7                   A       I'm not sure where that came from. I  
8           think because Preston had put out an article and  
9           that was of interest to Alex.

10                  Q       Now, when you were in Coffee County,  
11           you still were employed by the Trump Campaign,  
12           correct?

13                  A       Yes.

14                  Q       And the Trump Campaign was also, to  
15           the best of your knowledge, probably funding the  
16           Still lawsuit, correct?

17                  A       Perhaps. I don't know.

18                  Q       Okay. Do you know anything about  
19           Misty Hampton's termination by the Coffee County  
20           Board of Elections?

21                  A       No.

22                  Q       Do you know --

1 A I know she's no longer there.

2 Q But do you know why she was  
3 terminated?

4 A I've heard something about, like,  
5 false time sheets or something like that from the  
6 media.

7 Q Anything else?

8 A No.

9 Q Are you aware of any litigation that  
10 had been threatened against the Coffee County Board  
11 of Education, at or about the time of January 2021?

12 A No.

13 Q In his interview with Channel 9, the  
14 Secretary referenced certain grand jury testimony.

15 A Uh-huh.

16 Q Are you familiar with that?

17 A I've -- yeah, I'm -- I saw that  
18 interview.

19 Q Do you know what he's referring to?

20 A I do not. I have reason to believe  
21 maybe Fulton, but I -- I don't know.

22 Q Do you know of any grand jury



1 testimony that relates to the Coffee County breach?

2 A I do not.

3 Q And, again, the same question: Any  
4 effort by the Secretary of State's office to  
5 correct or explain what he -- what the Secretary  
6 said about the grand jury as it relates to Coffee  
7 County?

8 MR. TYSON: Object to form.

9 THE WITNESS: Just of what, you  
10 know -- what Mr. Hassinger has done in those  
11 e-mails.

12 BY MR. BROWN:

13 Q And he works for you, right,  
14 Mr. Hassinger?

15 A Yes.

16 Q What do you know about any  
17 investigation about the password change to the EMS  
18 server?

19 A I'm not aware.

20 Q When you came on to work for the  
21 Secretary of State, one of your job  
22 responsibilities was to address and, if

1 appropriate, debunk fraud theories about the  
2 election. Fair to say?

3 A That's fair to say.

4 Q In the course of doing that, did you  
5 speak with anybody in the Secretary of State's  
6 office about Coffee County in any -- with respect  
7 to any Coffee County issue?

8 A I don't believe that to be the case.  
9 It really wasn't an issue that people were, you  
10 know, e-mailing about.

11 Q We've focused our attention on Coffee  
12 County -- the Coffee County breach. Are you aware  
13 of any allegations that any other county's election  
14 system had been breached in any way, like Coffee  
15 County or even not like Coffee County?

16 A There was that Gateway Pundit article  
17 that I included in discovery. And, you know, I  
18 called the elections supervisor and I was like, "Is  
19 there any truth to this?"

20 And I remember it -- it was Carlos  
21 Nelson. And he was like, "No."

22 And then I remember speaking with

1 someone affiliated with Jody Hice, who was  
2 concerned about it. And I said, "Yeah, I don't  
3 think there's any truth to that." And then the guy  
4 tweeted it out on his Twitter. It really pissed me  
5 off actually because I had to deal with the  
6 cleanup.

7 Q What did he -- what did he tweet out?

8 A Like the Gateway Pundit -- I mean, I  
9 don't know specifically. But, you know, that's a  
10 site that is carried on multiple, you know,  
11 conspiracy theories for -- yeah.

12 Q And Carlos Nelson was affiliated with  
13 what county?

14 A He was -- he is, I think, the Ware  
15 County election supervisor. And I called him and I  
16 asked him, "Hey, is there any validity to people  
17 seizing voting machines?"

18 And he's like, "Nope."

19 Q And did you ask that in such a way  
20 that it was broad enough to encompass any kind of  
21 fraudulent activity like that?

22 A I would say, "Hey, is there any truth

1 to these allegations that I'm sure you are dealing  
2 with as the elections supervisor? And you're  
3 probably getting phone calls. Is there any truth  
4 to this?"

5 He said "No." So I believe -- you  
6 know, yeah, I have no reason to doubt that.

7 Q And then you -- you referenced  
8 another incident that came your way through Jody  
9 Hice, correct?

10 A No.

11 Q So what was the Jody --

12 A That was this -- I got a phone call  
13 about that issue and --

14 Q But are we talking about Ware in  
15 both --

16 A In Ware County.

17 Q Both in Ware County, not another  
18 county?

19 A No.

20 Q Okay. Do you recall telling anybody  
21 that Ms. Marks had made up the allegations about  
22 the Coffee County breach to win the lawsuit?

1                   A       I probably said I don't believe that  
2       those allegations are correct.

3                   Q       And they were, right?

4                   A       I -- that someone had accessed the  
5       voting system in Coffee County?

6                   Q       Yeah.

7                   A       I accept that.

8                   Q       Do you know Bob Cheeley?

9                   A       I've met him one time.

10                  Q       And what dealings have you had with  
11       Bob Cheeley?

12                  A       He wanted a meeting with Ryan Germany  
13       regarding some lawsuit. I think it was about an  
14       inspection case. And I sat in on that meeting with  
15       Ryan.

16                  Q       When was that?

17                  A       Probably in the spring.

18                  Q       Spring of this year?

19                  A       Yeah.

20                  Q       Was that Fulton County?

21                  A       I think it might have been the --  
22       his -- yeah, probably, probably. I don't -- I'm

1 not sure.

2 Q Any other dealings with Bob Cheeley?

3 A Not to my knowledge.

4 Q What about Alex Cruz, do you know  
5 him?

6 A No, don't know him at all.

7 Q You -- you spoke about Alex Kaufman  
8 as being a friend in the -- in the past tense.

9 What was it that caused your relationship to sour?

10 A I think he strongly believes that the  
11 election was stolen and that Brad Raffensperger  
12 worked against Donald Trump to steal that, and I  
13 don't believe that.

14 Q You had described in your testimony  
15 to the January 6th committee that -- I believe the  
16 phrase you used were "useful idiots" or something  
17 like that, to that effect.

18 A Yes.

19 Q Can you just, for the record, explain  
20 what you meant by that?

21 A I stand by that.

22 Q And what did you mean by that?

1                   A       That was in regard to the electors.  
2                   I clearly did not have the full picture of what had  
3                   happened. I had never communicated with, like,  
4                   John Eastman, and I think that there may have been  
5                   people looking to do things that were blatantly  
6                   illegal. And had I known that there was that  
7                   intent, you know, that's not something -- I'm not  
8                   dying on the hill for even them. You know, I'm not  
9                   going out of my way to -- I'm not going to break  
10                  the law on someone else's behalf.

11                  Q       What was the difference between what  
12                  you felt was happening with the prospective  
13                  electors and what you then came to understand the  
14                  fake electors were going to be used for through  
15                  people like John Eastman and those?

16                  A       I think that they wanted to put  
17                  pressure on the vice president and coerce our  
18                  system of Government to go in to their demands and  
19                  keep Donald Trump in power. And my understanding  
20                  was that, you know, a lawsuit gets heard in a --  
21                  the court of law. No. You know, the lawsuit gets  
22                  killed.

1                   Those electors, they mean nothing,  
2                   you know. And I think there were people in the  
3                   fringe orbit that were dealing with this to  
4                   pressure Congress to do something that I think  
5                   would have been unconstitutional.

6                   Q       Getting back to Coffee County  
7                   specifically, Mr. Sinners, the -- you saw the  
8                   e-mails. I don't need to get them out, but you saw  
9                   the e-mails with the Cyber Ninjas' business card?

10                  A       Yeah.

11                  Q       We call it a clue.

12                  A       Yeah.

13                  Q       And it was sent from James Barnes,  
14                  the then-director of elections for Coffee County,  
15                  to Chris Harvey. Do you recall that?

16                  A       Yes.

17                  Q       And then Chris Harvey flipped it to  
18                  Frances Wilson, who then flipped it to Pamela  
19                  Jones. Do you recall that?

20                  A       Sure.

21                  Q       We -- you don't have to believe me,  
22                  but I'm telling you, we have seen no record of any



1 action taken by Pamela Jones in response to  
2 receiving that tip.

3 Do you know of any action that she  
4 took or that Frances Wilson took in reaction to  
5 receiving that tip, that clue?

6 A I don't even know who Pamela Jones  
7 is. And, you know, I wasn't -- I'm not in the  
8 investigations division.

9 Q Okay. So you don't have any more  
10 information about what happened with that?

11 A No.

12 Q Okay. Now, the law provides that the  
13 State Election Board is supposed to conduct  
14 investigations. You understand that?

15 MR. TYSON: I'll object to form.

16 THE WITNESS: I understand our  
17 investigations division oversees elections, so I  
18 think you're getting into the legal technicality  
19 that I'm not in a position to answer.

20 BY MR. BROWN:

21 Q Do you recall that State Election  
22 Board member Anh Le recommended -- or was -- or the

1 board resolved to send the earlier investigation  
2 involving Coffee County to the Attorney General, to  
3 bind it over to the Attorney General. Are you  
4 familiar with that?

5 A No.

6 Q Cathy Latham, who you know, has  
7 stated -- or others -- other people have stated on  
8 her behalf that she was, quote, a whistleblower.  
9 Are you familiar with that?

10 A I believe she characterized herself  
11 as that.

12 Q And what was she blowing the whistle  
13 on, do you know?

14 A I don't know.

15 Q You don't know anything about that?

16 A No.

17 Q Do you know why she -- you need to  
18 say "No, I don't know."

19 A I don't know.

20 Q And so you don't know the -- any  
21 basis for her to be a, quote, whistleblower?

22 A I think there were issues that were

1 reported about the way Coffee County conducted its  
2 election. I mean, I don't know of her specific  
3 situation.

4 Q Same questions for Misty Hampton.  
5 Are you familiar with her claiming that she was a  
6 whistleblower?

7 A I think in their, you know,  
8 certification letter and whatnot. And I think they  
9 probably thought of themselves as that.

10 Q But do you -- you don't know anything  
11 about their -- anything other than them pointing  
12 out the difficulties in Coffee County?

13 A That wasn't going to get me any more  
14 poll watchers and volunteers.

15 Q Fair enough.  
16 You moved from the Trump Campaign to  
17 work on the senate election?

18 A Contemporaneously.

19 Q Right.

20 And are you aware of any fraud of any  
21 kind of any -- that had any effect on the results  
22 with respect to the senate election?

1                   A       I don't think that it had any effect  
2       on the result.

3                   Q       In other words, there might have been  
4       some incidental issues one way or the other, but it  
5       didn't affect the result?

6                   A       I -- I believe the senate election  
7       was the election. And, frankly, adding to that,  
8       when you tell people these drummed-up conspiracy  
9       theories, that hurts voter turnout. I've said  
10      publicly that there is an article -- I think last  
11      spring I went on the record and I said that, you  
12      know -- I forget what the context was, but, you  
13      know, blaming something for the runoff like Mike  
14      Lindell had done one of his shticks and Newsweek  
15      asked me about it.

16                             And I said, "No. Like I'm adding to,  
17      you know, these -- these people's belief that the  
18      election was stolen depresses turnout. That's what  
19      you can blame the senate election for." I think,  
20      you know, if you lose a campaign, don't blame the  
21      voting machines, blame your campaign.

22                   Q       The question on the timing of your

1 knowledge of the Coffee County breach, you spoke  
2 with -- you texted with CNN about the Coffee County  
3 breach.

4 A Yeah.

5 Q Do you recall that?

6 A Yes.

7 Q I think that was in April of 2022.  
8 And was that before or after any media actually  
9 published about it?

10 A I'm not sure.

11 Q Okay. But the -- had you -- had you  
12 heard any -- well, you got the text about Gabe  
13 Sterling's deposition testimony in which he was  
14 confronted with the recording. Are you with me?

15 A Sure.

16 Q And before that time, you didn't know  
17 of any connection between Hall and Coffee County,  
18 correct?

19 A No.

20 Q Did you talk to David Shafer about  
21 Hall and about his role in Coffee County?

22 A I believe he sent me that e-mail in

1 November. I mean, when I went to the Secretary of  
2 State's office, David Shafer went on a full-on  
3 campaign against me. So I mean, I've -- I have not  
4 spoken with David Shafer since, you know, December.

5 Q And he went against you because you  
6 had changed your mind about the election or --

7 A Yeah. I mean, he was trying to pin  
8 everything on the Secretary of State's office to,  
9 you know, save face. And, you know, even -- even  
10 initially, I think, I had reservations about the  
11 Secretary of State's office being responsible for  
12 an election loss when our own candidate is  
13 demonizing absentee voting during the biggest  
14 pandemic of the century.

15 Q Have you been interviewed or  
16 contacted in any way from investigators from the  
17 Secretary of State's office in relation to what you  
18 know about Coffee County and about the fact that  
19 you were down there, you know, you were in contact  
20 with Scott Hall, Chaney, and Latham?

21 A I haven't been in contact with these  
22 people about this during that time. No, I have

1 not.

2 Q Did you go to the investigators and  
3 say, "Look, Hall -- you know, Shafer give me the  
4 heads-up on Hall a while back," anything like that?

5 A If I had reached out to law  
6 enforcement about every single wing-nut conspiracy  
7 theory that someone contacted me about, I would  
8 still be there until next Christmas.

9 Q I take that as a no?

10 A No.

11 Q Okay. I'm going to ask you again,  
12 there were a lot of e-mails in which Ed Voyles  
13 appears copied with you, and your testimony is you  
14 don't know him, you don't remember him?

15 A I'm not familiar with those e-mails.

16 Q Well, in any event, is your testimony  
17 that you don't know Ed Voyles and you don't  
18 remember dealing with him about Coffee County at  
19 all?

20 A No.

21 Q Okay.

22 A Can you show me those e-mails?

1                   Q       Probably. It'll take a minute, but  
2       what I need is your recollection. Is your  
3       recollection --

4                   A       I don't remember seeing any e-mails  
5       with him, so . . .

6                   Q       Okay. Yeah, I don't -- a lot of  
7       these are copies and things like that. I don't  
8       mean to suggest that you were -- he e-mailed you or  
9       you e-mailed him. I don't mean to suggest that.

10                  A       I can pretty certainly say that I  
11       have had no contact with him.

12                  Q       And you would remember the name, of  
13       course?

14                  A       Right.

15                         MR. TYSON: Ed Voyles is a car dealer  
16       in the Atlanta area, in Coffee County.

17                         THE WITNESS: I picked up on that.

18       BY MR. BROWN:

19                  Q       Yeah, he's very well known, or it's  
20       probably his father or grandfather.

21                  A       Everybody's related in the south.

22                  Q       I think you mean Alabama. I don't



1 think you mean the south.

2 You testified that you understood  
3 that the Secretary replaced the EMS server from  
4 Coffee County back in June of 2021. Do you recall?

5 A Yeah. I think that's accurate.

6 Q Do you know what the Secretary did or  
7 the office did with that server when they got it?

8 A No idea.

9 Q You don't know if they checked it for  
10 malware or anything, do you?

11 A I heard -- I think there was some  
12 sort of analysis done, but I'm not sure.

13 Q But not then, just recently, correct?

14 A I'm not sure.

15 Q Okay. And you don't know what they  
16 found?

17 A I'm not sure.

18 Q Did they find any malware or anything  
19 like that?

20 A Not to my knowledge.

21 Q The -- the State has this gigantic  
22 contract with Dominion, right?

1 A Sure.

2 Q Dominion's software gets copied in  
3 Coffee County under the control of a Georgia  
4 County, correct?

5 A Sure.

6 Q Are you aware of any contact by  
7 Dominion to the Secretary of State's office or  
8 Coffee County relating to the, I'm going to call  
9 it, theft of their software in Coffee County?

10 A I'm not.

11 Q Have you heard any talk about  
12 communication between the Secretary and Dominion,  
13 with respect to the Coffee County caper?

14 A I --

15 MR. TYSON: Object to form.

16 THE WITNESS: I think John Poulos is  
17 there today at the State Election Board. I have to  
18 imagine there would be some, but that is not my  
19 wheelhouse.

20 BY MR. BROWN:

21 Q Okay. So you've heard a little bit  
22 about it, but nothing substantive. Is that fair to

1 say?

2 A I think substantively. I assume if  
3 you're at the head -- in front of the State  
4 Election Board today, there's probably been some  
5 communication.

6 MR. BROWN: Your turn, Bryan.

7 MR. TYSON: All right. Well, I'm  
8 going to be very easy because I don't have any  
9 questions for you. We're all set.

10 MS. CINO: No questions.

11 MR. CROSS: Do you have questions?

12 MR. BROWN: Mr. Sinners, thank you  
13 for your testimony. I appreciate it.

14 THE WITNESS: Thank you.

15 VIDEOGRAPHER: The time is 4:29 p.m.  
16 This concludes the videotaped deposition. We are  
17 off video record.

18 (Whereupon, at 4:29 p.m., the videotaped  
19 deposition of ROBERT A. SINNERS was  
20 concluded; signature reserved.)  
21  
22

## CERTIFICATE OF NOTARY PUBLIC

I, FELICIA A. NEWLAND, CSR, the officer before whom the foregoing videotaped deposition was taken, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me in stenotype and thereafter reduced to typewriting under my direction; that said deposition is a true record of the testimony given by said witness; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.



---

FELICIA A. NEWLAND, CSR

Notary Public

My commission expires:

September 15, 2024

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Robert A. Sinners (#5468186)

## E R R A T A S H E E T

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Robert A. Sinners

10/31/22

Date

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1 Curling, Donna v. Raffensperger, Brad

2 Robert A. Sinners (#5468186)

3 ACKNOWLEDGEMENT OF DEPONENT

4 I, Robert A. Sinners, do hereby declare that I  
5 have read the foregoing transcript, I have made any  
6 corrections, additions, or changes I deemed necessary as  
7 noted above to be appended hereto, and that the same is  
8 a true, correct and complete transcript of the testimony  
9 given by me.

10  10/31/22

11 Robert A. Sinners

Date

12 \*If notary is required

13 SUBSCRIBED AND SWORN TO BEFORE ME THIS

14 30 DAY OF October, 2022.

15  
16  
17 

18 NOTARY PUBLIC

19 My Commission Expires May 24, 2024

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